

THE NATIONAL ARCHIVES
LITTERA
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MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 10 NUMBER 136

Washington, Tuesday, July 10, 1945

The President

EXECUTIVE ORDER 9586

THE MEDAL OF FREEDOM

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

There is hereby established a medal to be known as the Medal of Freedom with accompanying ribbons and appurtenances for award to any person, not hereinafter specifically excluded, who, on or after December 7, 1941, has performed a meritorious act or service which has aided the United States in the prosecution of a war against an enemy or enemies and for which an award of another United States medal or decoration is considered inappropriate. The Medal of Freedom may also be awarded to any person, not hereinafter specifically excluded, who, on or after December 7, 1941, has similarly aided any nation engaged with the United States in the prosecution of a war against a common enemy or enemies.

The Medal of Freedom shall not be awarded to a citizen of the United States for any act or service performed within the continental limits of the United States or to a member of the armed forces of the United States.

The Medal of Freedom and appurtenances thereto shall be of appropriate design, approved by the Secretary of State, the Secretary of War, and the Secretary of the Navy, and may be awarded by the Secretary of State, the Secretary of War, or the Secretary of the Navy, or by such officers as the said Secretaries may respectively designate. Awards shall be made under such regulations as the said Secretaries shall severally prescribe and such regulations shall, insofar as practicable, be of uniform application.

No more than one Medal of Freedom shall be awarded to any one person, but for a subsequent act or service justifying such an award a suitable device may be awarded to be worn with the medal.

The Codification Guide, consisting of a numerical list of the parts of the Code of Federal Regulations amended or added by documents appearing in this issue, follows the table of contents.

The Medal of Freedom may be awarded posthumously.

HARRY S. TRUMAN

THE WHITE HOUSE,
July 6, 1945.

[F. R. Doc. 45-12370; Filed, July 7, 1945;
10:37 a. m.]

EXECUTIVE ORDER 9587

AMENDING EXECUTIVE ORDER 8588 ENTITLED "PRESCRIBING REGULATIONS GOVERNING THE PAYMENT OF EXPENSES OF TRANSPORTATION OF HOUSEHOLD GOODS AND PERSONAL EFFECTS OF CERTAIN CIVILIAN OFFICERS AND EMPLOYEES OF THE UNITED STATES" AND PRESCRIBING REGULATIONS GOVERNING THE PAYMENT OF EXPENSES OF TRANSPORTATION OF THE IMMEDIATE FAMILY OF CIVILIAN OFFICERS AND EMPLOYEES OF THE GOVERNMENT

By virtue of and pursuant to the authority vested in me by the act of October 10, 1940, 54 Stat. 1105, and section 201 (a) of the Independent Offices Appropriation Act, 1946, approved May 3, 1945, it is hereby ordered as follows:

PART I

Sections 5 and 12 of Executive Order 8588 of November 7, 1940, as amended by sections 1 and 4 of Executive Order 9122 of April 6, 1942, are hereby further amended to read as follows:

"SECTION 5. *Means of shipment.* For the duration of the present war and six months thereafter transportation services, including services specified in sections 3 and 4 hereof, may be procured by the agency concerned, with due regard to means ordinarily required for such transportation, from any avail-

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Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

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NOTICE

The 1943 Supplement to the Code of Federal Regulations, covering the period June 2, 1943, through December 31, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book.

Book 1: Titles 1-31, including Presidential documents in full text.

Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

The complete text of the Cumulative Supplement (June 1, 1938-June 1, 1943) is still available in ten units at \$3.00 each.

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able common carrier: *Provided, however*, That the employee may have his effects moved by some means other than that selected by the Government, by paying the difference between the charges under the means selected by the Government and the charges by the preferred means: *And provided further*, That when the head of the department or agency determines it to be in the interest of the Government, he may specifically authorize the shipment by express of articles required for immediate use at the new official station (such as professional books, wearing apparel, bedding or kitchen utensils, but not furniture or jewelry),

which shall in no case exceed a weight of 500 pounds for employees having dependents living with them or 250 pounds for employees having no dependents living with them."

"SECTION 12. *Time Limit.* All shipments allowable under these regulations shall begin within one year of the effective date of the transfer of the employee unless an extension is specifically granted by the head of the department or establishment. Such an extension shall be approved by the head of the department or establishment within the one-year period during which shipment would otherwise begin and shall in no case be for a period exceeding two years from the effective date of the transfer, except that, for employees who enter upon active military, naval, or Coast Guard duty at any time prior to the expiration of the period within which transportation of their effects is authorized and who are furloughed for the duration of such duty, the extension may be made effective until a date not more than six months following the date of termination of the furlough."

PART II

The following regulations are hereby prescribed to govern the payment of expenses of transportation, authorized by section 201 (a) of the Independent Offices Appropriation Act, 1946, of the immediate family of any civilian officer or employee of the executive departments and independent establishments who is transferred from one official station to another for permanent duty, when authorized by the head of the department or establishment concerned in the order directing such transfer:

SECTION 1. The term *immediate family* shall mean any of the following members of the officer's or employee's household: spouse, children (including stepchildren and adopted children) unmarried and under twenty-one years of age or physically or mentally incapable of self-support regardless of age, and dependent parents.

SECTION 2. The transportation of the immediate family of an officer or employee shall be subject to those provisions of the Standardized Government Travel Regulations which relate to transportation. The cost to the Government shall not exceed the cost of transportation by the most economical route between the last official station and the new official station. No payments shall be authorized hereunder in the event transportation of the immediate family does not begin within six months of the effective date of the transfer of the officer or employee, unless an extension of time is specifically granted by the head of the agency concerned.

This order shall be effective as of July 1, 1945, and shall be published in the FEDERAL REGISTER.

HARRY S. TRUMAN

THE WHITE HOUSE,
July 6, 1945.

[F. R. Doc. 45-12369; Filed, July 7, 1945;
10:37 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Department of Agriculture, Commodity Credit Corporation¹

[1945 C. C. C. Oats Bulletin 1, as Amended]

PART 268—OATS LOANS AND PURCHASES

1945 OATS LOAN AND PURCHASE PROGRAM BULLETIN

Commodity Credit Corporation has authorized the making of oats loans and purchases in accordance with this bulletin. Loans will be made on oats stored on farms or in approved public grain warehouses. Purchases will be made only of oats loaded f. o. b. track in carload lots. Loans will be made any time prior to January 1, 1946, and purchases will also be made any time prior to January 1, 1946, unless notice is otherwise given.

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SPECIAL INSTRUCTIONS CONCERNING PURCHASES OF 1945 OATS

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AUTHORITY: §§ 268.1 to 268.32, inclusive, issued under sec. 302 of Agricultural Adjustment Act of 1938, as amended (52 Stat. 43; 7 U.S.C., 1302).

GENERAL INSTRUCTIONS

§ 268.1 *Eligible producer.* Any person, partnership, association, or corporation, producing oats in 1945 as landowner, landlord, or tenant, shall be eligible for such loans and/or purchases.

§ 268.2 *Eligible oats.* Oats grading No. 3 or better, in accordance with the Official Grain Standards of the United States, or grading No. 4 if the oats grade No. 4 solely because they are materially weathered (not sour or musty) and otherwise grade No. 3, which were produced

in 1945, the beneficial interest in which is now in the producer, and has always been in him, or has been in him and a former producer whom he succeeded before the oats were harvested, shall be eligible under the program. Oats grading weevily, smutty, ergotty, garlicky, or oats containing in excess of 14½ percent moisture, shall not be eligible for loan or purchase.

§ 268.3 *Areas in which loans and purchases will be made.* Loans and purchases will be made in the following States: Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, Oklahoma, South Carolina, and Texas.

§ 268.4 *Liens.* Oats purchased or tendered as security for a loan must be free and clear of all liens, or proper waivers must be secured from each lienholder.

§ 268.5 *County agricultural conservation committees.* Forms may be obtained from county agricultural conservation committees or from the regional offices of Commodity Credit Corporation. Pursuant to instructions, the State committee and county committee will administer the program in the county. All loan documents will be completed and approved by the county committee and all arrangements for the purchase of oats will be made by the county committee. County committees will collect a service fee for all loans, but no fee will be collected on oats purchased.

§ 268.6 *Amount of loan or purchase price.* The amount of the loan or purchase price per bushel on eligible oats for the various States and counties is shown below, except that there shall be a discount of one cent per bushel for eligible oats grading No. 4. The county loan rate at point of storage will apply. No adjustment will be made in the loan rate for freight paid in case of rail movement. The purchase price will be the county purchase price at the point of delivery on track.

Alabama: All counties, 60 cents.
Arkansas: All counties, 53 cents.
Florida: All counties, 60 cents.
Georgia: All counties, 60 cents.
Louisiana: All counties, 60 cents.
Mississippi: All counties, 60 cents.
Oklahoma: Beaver, Cimarron, Harper, and Texas counties, 50 cents.
Alfalfa, Craig, Delaware, Dewey, Ellis, Grant, Kay, Mayes, Nowata, Osage, Ottawa, Roger Mills, Rogers, Washington, Woods, and Woodward counties, 51 cents.
All other counties, 52 cents.
South Carolina: All counties, 60 cents.
Texas: Dallam and Sherman counties, 50 cents.

Andrews, Hansford, Hartley, Hemphill, Hutchinson, Lipscomb, Martin, Moore, Ochiltree, Roberts, and Sterling counties, 51 cents.
Archer, Armstrong, Bailey, Baylor, Borden, Briscoe, Callahan, Carson, Castro, Childress, Clay, Cochran, Coke, Coleman, Collingsworth, Concho, Cooke, Cottle, Crosby, Dawson, Deaf Smith, Dickens, Donley, Eastland, Fisher, Floyd, Foard, Gaines, Garza, Gray, Hale, Hall, Hardeman, Haskell, Hockley, Howard, Jack, Jones, Kent, King, Knox, Lamb, Lubbock, Lynn, McCulloch, Mitchell, Montague, Motley, Nolan, Oldham, Palo Pinto, Farmer, Potter, Randall, Runnels, Scurry, Shackelford, Stephens, Stonewall, Swisher, Taylor, Terry, Throckmorton, Tom Greene, Wheeler, Wichita, Wilbarger, Yoakum, and Young counties, 52 cents.

Bowie, Brown, Comanche, Delta, Erath, Fannin, Gillespie, Grayson, Hopkins, Kendall, Kerr, Kimble, Lamar, Llano, Mason, Menard, Parker, Red River, and Wise counties, 53 cents.

Bandera, Bexar, Blanco, Bosque, Burnet, Camp, Cass, Collin, Comal, Dallas, Denton, Ellis, Franklin, Hamilton, Hayes, Hood, Hunt, Johnson, Kaufman, Lampasas, Marion, Medina, Mills, Morris, Rains, Rockwall, San Saba, Somervell, Tarrant, Titus, Upshur, Van Zandt, and Wood counties, 54 cents.

Anderson, Bee, Bell, Caldwell, Cherokee, Coryell, Falls, Freestone, Gonzales, Gregg, Guadalupe, Harrison, Henderson, Hill, Jim Wells, Karnes, Kleberg, Leon, Limestone, Live Oak, McLennan, Milam, Navarro, Nueces, Pannola, Robertson, Rusk, San Patricio, Smith, Travis, Williamson, and Wilson counties, 55 cents.

Angelina, Aransas, Bastrop, Brazos, Burleson, Calhoun, De Witt, Fayette, Goliad, Grimes, Houston, Lavaca, Lee, Madison, Nacogdoches, Refugio, Sabine, San Augustine, Shelby, Trinity, Victoria, Walker, and Washington counties, 56 cents.

Austin, Colorado, Jackson, Jasper, Newton, Polk, San Jacinto, and Tyler counties, 57 cents.

Brazoria, Chambers, Fort Bend, Hardin, Jefferson, Liberty, Matagorda, Montgomery, Orange, Waller, and Wharton counties, 58 cents.

Galveston and Harris counties, 60 cents.

§ 268.7 *Offices of the regional directors of Commodity Credit Corporation.* The offices of the regional directors previously referred to herein and the areas served by them under these instructions are shown below:

Address and Area

208 South LaSalle Street, Chicago 4, Ill.: Delaware, Illinois (except East St. Louis), Indiana, Kentucky, Maryland, Michigan, New York, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia, Southern Wisconsin, and States not otherwise listed.

Dwight Building, 1004 Baltimore Avenue, Kansas City 13, Mo.: Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Missouri (also East St. Louis), Nebraska, New Mexico, Oklahoma, South Carolina, Texas, and Wyoming.

326 McKnight Building, Minneapolis 1, Minn.: Minnesota, Montana, North Dakota, South Dakota, and Northern Wisconsin.

Artisans Building, 225 Southwest Broadway, Portland 5, Oreg.: Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington.

SPECIAL INSTRUCTIONS CONCERNING LOANS ON 1945 OATS

§ 268.11 *Eligible storage.* Eligible storage shall include (a) farm storage structures meeting the requirements for safe storage as prescribed by the Agricultural Adjustment Agency, and (b) public grain warehouses which meet the requirements of Commodity Credit Corporation and which have executed the Uniform Grain Storage Agreement. Such warehouses may be situated either at terminal, subterminal, or country points.

§ 268.12 *Lending agency.* Any bank, cooperative marketing association, or other corporation, partnership, or person, making loans in accordance with these instructions, which has executed the Contract to Purchase, on 1940 C. C. C. Form E, may act as a lending agency in connection with loans on 1945 oats.

§ 268.13 *Eligible paper.* Eligible paper shall consist of notes of the producer on C. C. C. Grain Form A (Revised) secured by chattel mortgages on C. C. C.

¹ Formerly Chapter II—War Food Administration (Commodity Credit Corporation).

Grain Form AA (Revised), or notes on C. C. C. Commodity Form A secured by chattel mortgages on C. C. C. Commodity Form AA, or notes and loan agreements on C. C. C. Grain Form B, or C. C. C. Commodity Form B, secured by warehouse receipts representing oats in existence and undamaged, executed in accordance with these instructions and approved by a member of the county agricultural conservation committee, with State documentary revenue stamps affixed thereto where required by law. Notes executed by an administrator, executor, or trustee, will be acceptable only where legally valid. All notes must be dated on or prior to December 31, 1945.

§ 268.14 Determination of quantity of oats. Loans shall be made at values expressed in cents per bushel. A bushel will be 32 pounds of oats when determined by weight, or 1.25 cubic feet of oats testing 32 pounds per bushel, when determined by measurement. A deduction of three-quarters of a pound for each sack will be made in determining the net quantity of the collateral when stored as sacked grain. In determining the quantity of oats in farm storage by measurement, fractional pounds of the test weight per bushel will be disregarded and the quantity determined by measurement will be the following percentages of the quantity determined for 32-pound oats:

	Percent
For oats testing 40 pounds or over.....	125
For oats testing 39 pounds or over.....	121
For oats testing 38 pounds or over.....	118
For oats testing 37 pounds or over.....	115
For oats testing 36 pounds or over.....	112
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§ 268.15 Farm storage. Oats stored on the farm must have been stored in the granary at least 30 days prior to their inspection for measurement, sampling, and sealing, unless otherwise approved by the State committee and the regional director of the Agricultural Adjustment Agency. Chattel mortgages covering farm-stored oats must be executed and filed in accordance with the applicable State law. Each producer must designate in section 1 (b) of the chattel mortgage a rail shipping point reasonably convenient for the delivery of the oats as determined by the county agricultural conservation committee. A separate note and chattel mortgage must be submitted for oats stored on each quarter section of land.

Commodity Credit Corporation will accept delivery of all the producer's oats in the bin or bins in which all or a portion of the grain therein is under loan. The producer will be given credit for the number of bushels so delivered at the loan rate. If the oats delivered are of a lower grade than No. 3, the actual delivery value will be as determined by the regional director of Com-

modity Credit Corporation serving the area.

§ 268.16 Storage payment. There shall be no storage payments for oats in farm storage. On oats stored in public warehouses, 7 cents per bushel shall be deducted from the applicable loan rate unless evidence of prepaid storage is submitted in substantially the following form:

Storage charges through April 30, 1946, on the oats represented by this warehouse receipt have been paid or otherwise provided for, and lien for such charges will not be claimed by the warehouseman from Commodity Credit Corporation or any subsequent holder of this warehouse receipt.

Address	Warehouseman
§ 268.17 Warehouse storage. Commodity Credit Corporation will accept only insured negotiable warehouse receipts covering oats pledged as collateral to notes on C. C. C. Grain Form B, or C. C. C. Commodity Form B, issued by a public grain warehouse which has executed the Uniform Grain Storage Agreement as amended, and has been approved by Commodity Credit Corporation. Warehousemen desiring approval should communicate with the regional director of Commodity Credit Corporation serving the area in which the warehouse is located. A list of approved warehouses for the area and their locations is available at the office of the regional director. A list of approved warehouses for the area may also be obtained at any State or county agricultural conservation office. All oats pledged as security for a particular loan must be stored in the same warehouse.	

§ 268.18 Warehouse receipts. Warehouse receipts must be issued in the name of the producer, must be dated on or prior to the date of the related note, must be properly assigned by an endorsement in blank so as to vest title in the holder, and must be issued by an approved warehouseman. Unless the warehouse receipts are stamped or printed "insured" there must be attached and included in the certificate of the warehouseman a statement that the oats are insured for not less than the market value against the hazards of fire, lightning, inherent explosion, windstorm, cyclone, and tornado. Commodity Credit Corporation will not accept warehouse receipts indicating any lien for charges prior to unloading in or delivery to the warehouse issuing such receipts. Lien for handling and storage charges will be recognized only from May 15, 1945, or the date of the warehouse receipt, whichever is later. Such receipts must set out in their written or printed terms the gross weight, the grade, class, test weight, and all other factors and statements required to be stated in the written or printed terms of negotiable warehouse receipts under the provisions of section 2 of the Uniform Warehouse Receipts Act, or be accompanied by a certificate of the warehouseman, identified with such warehouse receipt, setting out such information, and shall be based on the inbound movement or delivery of the oats to the warehouse.

§ 268.19 Maturity and interest rate. Oats loans will mature on demand but not later than April 30, 1946. All loans will bear interest at the rate of 3 percent per annum.

§ 268.20 Purchase of loans. Commodity Credit Corporation will purchase, without recourse, eligible paper, as defined above, from lending agencies which have executed and delivered, to the regional office of Commodity Credit Corporation to which notes are submitted, Contract to Purchase, 1940 C. C. C. Form E, forms of which contract are obtainable from such offices. Notes held by lending agencies must be tendered to Commodity Credit Corporation for immediate or deferred purchase within 10 days of written request and, in the absence of such request, at least 10 days prior to maturity. The purchase price to be paid by Commodity Credit Corporation for notes accepted will be the face amount of such notes plus accrued interest, at the rate of 1½ percent per annum, from the respective dates of the disbursements of the loans to the date of payment of the purchase price. Under the terms of the Contract to Purchase, lending agencies are required to report weekly, on C. C. C. Commodity Form F, all payments or collections on producer's notes held by them, and to remit with such report to Commodity Credit Corporation an amount equivalent to 1½ percent interest per annum on the principal amount collected from the date of the note to the date of payment.

§ 268.21 Insurance—(a) Oats stored on farms. Commodity Credit Corporation will not require producers to insure their 1945 farm-stored oats placed under loan. In case of a total loss of collateral resulting from an external cause, with the exception of a loss caused by conversion by the producer, or his negligence, or caused by vermin, the producer will not be held personally liable on the note. In case of partial physical loss of collateral resulting from an external cause, with the exceptions aforesaid, the producer will not be held liable for that part of the indebtedness secured by the oats lost. No loss will be assumed by the Corporation if it is determined that there is a fraudulent representation on the part of the borrower in connection with the loan.

(b) Oats stored in approved warehouses. Warehousemen shall provide insurance against the perils of fire, lightning, inherent explosion, windstorm, cyclone, and tornado, for the full market value of oats stored in their warehouses, as long as receipts are outstanding.

§ 268.22 Release of collateral. A producer may obtain release of the oats by paying to the lending agency or Commodity Credit Corporation, whichever holds the note, the principal amount due thereon plus interest. If the note is held by an out-of-town lending agency or by Commodity Credit Corporation, the producer may request that the note be forwarded to a local bank for collection. In such case the local bank will be instructed to return the note to the sender if payment is not effected within 15 days.

All charges in connection with the collection of the note shall be paid by the producer. Upon payment of the farm storage loan, the county agricultural conservation committees are authorized to release the mortgage by filing an instrument of release with the county recorder or by a marginal release on the county recorder's records. Producers may obtain partial releases of the oats by paying to the holder of the note the loan value and accrued interest for the oats released. In the case of warehouse-stored oats, each partial release must cover all the oats under one warehouse receipt.

SPECIAL INSTRUCTIONS CONCERNING PURCHASES OF 1945 OATS

§ 268.28 *Delivery.* Commodity Credit Corporation will accept only oats which are loaded f. o. b. track in carload lots.

Where the oats of two or more persons are loaded into a single car, prior to loading the oats into the car the net bulk weight of the oats of each producer must be determined as a basis for prorating the sales proceeds, as provided below.

§ 268.29 *Basis of settlement.* Settlement will be made on the weight determined at destination after movement by rail. If the weight at destination is different from the total weight of all the oats delivered into a railway boxcar by two or more producers, the destination weight shall be allocated to the two or more producers on a basis proportionate to the loading weight of oats delivered by each producer.

§ 268.30 *Shipping instructions.* Shipping instructions will be furnished by the regional directors of Commodity Credit Corporation for oats originating in their respective areas. Requests for shipping instructions should be made by wire at least two full business days prior to loading the cars. (Under no circumstances will Commodity Credit Corporation assume demurrage charges resulting from delays in loading.)

§ 268.31 *Purchase payments.* Payments for oats purchased will be made by the regional director of Commodity Credit Corporation serving the area from which the oats were purchased.

§ 268.32 *Delivery of ineligible oats.* When oats, upon delivery, are found to be lower than No. 3 grade, the purchase price will be the market price for the grade of oats delivered but not higher than the purchase price for eligible oats grading No. 4.

NOTE: The foregoing document covers 1945 C. C. C. Oats Bulletin 1, issued by Commodity Credit Corporation on May 31, 1945, and Amendment No. 1 to said Bulletin issued on June 29, 1945.

Dated: May 31, 1945.

C. C. FARRINGTON,
Vice President.

[F. R. Doc. 45-12318; Filed, July 6, 1945;
3:15 p. m.]

TITLE 14—CIVIL AVIATION Chapter I—Civil Aeronautics Board [Amdt. 26-1]

PART 26—AIR-TRAFFIC CONTROL-TOWER OPERATOR CERTIFICATES

MISCELLANEOUS AMENDMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 6th day of July, 1945.

Effective August 1, 1945, Part 26 of the Civil Air Regulations is amended as follows:

1. By striking the second sentence of § 26.3 reading: "The passing grade in any subject shall be at least 70 per cent."

2. By amending § 26.4 to read as follows:

§ 26.4 *Duration.* An air-traffic control-tower operator certificate will continue in effect until suspended or revoked or a termination date is set by the Board.

3. By repealing §§ 26.41, 26.42, and 26.43.

4. By amending § 26.50 to read as follows:

§ 26.50 *Exercise of authority.* A control tower operator at an airport in a control area must not issue a traffic clearance for flight under contact flight rules when weather minimums are less than those prescribed in Part 60 of the Civil Air Regulations unless he receives the approval of the appropriate control center. In addition, an operator with a junior rating must not exercise this authority without the consent of an operator with a senior rating on duty and present in the tower when the clearance is given.

5. By amending § 26.51 to read as follows:

§ 26.51 *Emergency authority.* An operator with a junior rating must not serve as such except under the supervision of an operator with a senior rating. However, in an emergency the operator in charge of the control tower may authorize an operator with a junior rating to serve during the emergency, if either operator immediately notifies the regional administrator of the Civil Aeronautics Administration of the existence of the emergency and the facts and circumstances surrounding it. Whenever the Administrator finds, in the interest of safety, that this authority should not be continued, it shall terminate upon notification by the Administrator.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-12425; Filed, July 9, 1945;
11:40 a. m.]

[Amdt. 41-0, Civil Air Regs.]

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE THE CONTINENTAL LIMITS OF THE UNITED STATES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 27th day of June, 1945.

Effective August 1, 1945, the Civil Air Regulations are amended by adding a new Part 41 to read as follows:

CERTIFICATE

Sec.	
41.0	Certificate.
41.00	Issuance.
41.01	Compliance.
41.02	Duration.
41.03	Display.
41.04	Inspection.

PASSENGER OPERATION RULES

41.1	Route requirements.
41.10	Airport spacing.
41.11	Communications facilities.
41.12	Weather reporting services.
41.13	Navigational facilities.
41.14	Airport lighting facilities.
41.2	Aircraft requirements.
41.20	General.
41.21	Radio equipment.
41.22	First-aid and emergency equipment.
41.23	Oxygen apparatus.
41.25	Instruments and equipment required for continuance of flight.
41.26	Airplane certification limitations.
41.27	Operating limitations on airplanes certificated under transport category requirements.
41.28	Maintenance.
41.3	Airman rules.
41.30	Pilot.
41.300	Certificate.
41.301	Number of pilots required.
41.302	Pilot route competency.
41.303	Maintenance of pilot technique.
41.304	Flight time limitations for pilots.
41.305	Logging flight time.
41.306	Pilots at controls.
41.307	First pilot rules.
41.308	Compliance with foreign air traffic rules and local airport rules.
41.31	Flight radio operator.
41.32	Flight engineer.
41.33	Flight navigator.
41.34	Dispatcher.
41.4	Flight operation rules.
41.40	Dispatching rules.
41.41	Flight preparation and take-off rules.
41.42	Flight course and en route rules.
41.43	Instrument approach and landing rules.
41.5	Miscellaneous operation rules.

CARGO OPERATION RULES

41.6-41.9	(In preparation).
41.99	Definitions.

AUTHORITY: §§ 41.0 to 41.99, inclusive, issued under 52 Stat. 984, 1007, 49 U.S.C. 425, 551.

The following regulations are prescribed for scheduled air transportation operations conducted by air carriers between a place in any State of the United States, or the District of Columbia, and any place in a Territory or possession of the United States; or between any place in a Territory or possession of the United States; or between any place within a Territory or possession, except the Philippine Islands; or between any place in the United States and any place outside thereof; or between any two places outside the United States.

CERTIFICATE

§ 41.0 Certificate.

§ 41.00 *Issuance.* An air carrier operating certificate prescribing the type of operation, the routes over which such operation may be conducted, the airports which may be used, and such other

specifications and restrictions as may be reasonably required in the interest of safety shall be issued by the Administrator to an applicant who demonstrates that he is capable of conducting the proposed operations in accordance with the applicable regulations hereinafter specified.

§ 41.01 Compliance. All operations shall be conducted in accordance with the specifications of the air carrier operating certificate and the rules contained in this part.

§ 41.02 Duration. An air carrier operating certificate will continue in effect until canceled, suspended, or revoked, after which it shall be surrendered to any officer or employee of the Administrator upon request.

§ 41.03 Display. The air carrier operating certificate shall be available at the appropriate operations office for inspection by any authorized representative of the Administrator or Board.

§ 41.04 Inspection. An authorized representative of the Administrator shall be permitted at any time and place to make inspections or examinations to determine the operator's compliance with the appropriate requirements of the Civil Air Regulations and the Civil Aeronautics Act of 1938.

PASSENGER OPERATION RULES

§ 41.1 Route requirements.

§ 41.10 Airport spacing. In the case of operations employing aircraft having two engines, airports adequate for the aircraft used shall be located so that the aircraft, when flying along the route, will at no time be at a greater distance therefrom than 45 minutes flying at normal cruising speed, except where the Administrator finds that because of the character of the terrain, the type of operation, and the performance of aircraft used adequate safety will be provided with airports spaced at greater distances.

§ 41.11 Communications facilities. A two-way ground-to-aircraft radio communications system shall be available at such points as are necessary to insure adequate communication between plane and ground over the entire route.

§ 41.12 Weather reporting services. Weather reporting services shall be available at such points along the route as are necessary to insure sufficient weather reports prepared from observations made and released by a source acceptable to the Administrator.

§ 41.13 Navigational facilities—(a) Short distance operation. Except in the case of a day contact operation where the characteristics of the terrain are such that navigation can be accomplished by reference to landmarks, each route shall be equipped with radio navigational facilities so located as to permit navigation by such facilities over the entire route. For instrument operation a facility shall be so located with respect to each scheduled stop and required alternate airport as to provide adequate means for making an instrument approach. In day instrument operation such a facility is not

required at an alternate used only when the weather conditions are as good as or better than: broken clouds, ceiling 1,000 feet, visibility 2 miles, with conditions stable or improving.

(b) Long distance operation. Each route shall be equipped with radio navigational facilities so located as to permit the obtaining of reliable radio bearings when within 200 miles of any regular or approved alternate airport and a facility shall be so located with respect to each such airport as to provide adequate means for making an instrument approach: *Provided*, That the Administrator, at particular airports, may approve facilities which provide less coverage than that required herein if he finds that adequate safety is provided.

§ 41.14 Airport lighting facilities. For night operation each scheduled stop and required alternate airport shall be equipped with adequate lighting facilities.

§ 41.2 Aircraft requirements.

§ 41.20 General. (a) Aircraft shall be certificated and equipped in accordance with the airworthiness requirements of the Civil Air Regulations applicable to the type of operation conducted.

(b) Airplanes not certificated under the transport category requirements shall have such characteristics as to permit safe operation over the routes on which such airplanes will be operated.

(c) Land aircraft operated over water beyond gliding distance from shore without the aid of power shall be equipped with retractable landing gear.

(d) Multiengine airplanes shall be so equipped that engine rotation may be promptly stopped during flight.

(e) Operations which do not comply with the requirements of this part will be permitted to continue for the duration of the war and 12 months thereafter if the Administrator finds that such continuation is necessary to the maintenance of an established service and that it will create no undue hazard under the particular conditions existing.

§ 41.21 Radio equipment.

§ 41.210 Short distance operation. (a) For day contact operations over routes on which navigation can be accomplished by visual reference to landmarks, each aircraft shall be equipped with such radio facilities as are necessary to accomplish the following:

(1) Transmit communications and meteorological information to at least one ground station from any point on the route and transmit, from a distance of not less than 25 miles, to airport traffic control towers located at airports approved for the route;

(2) Receive communications at any point on the route;

(3) By either of two independent means, receive meteorological information at any point on the route and receive instructions from airport traffic control towers located at airports approved for the route.

If appropriate, one of the means provided for compliance with paragraph (a)

(3) of this section may be employed for compliance with paragraph (a) (2).

(b) For day contact operations over routes on which navigation cannot be accomplished by visual reference to landmarks and for night contact, day or night instrument operations, each aircraft shall be equipped with such radio facilities as are necessary to accomplish the following:

(1) Transmit communications and meteorological information to at least one ground station from any point on the route and transmit, from a distance of not less than 25 miles, to airport traffic control towers located at airports approved for the route;

(2) Receive communications at any point on the route;

(3) By either of two independent means, receive meteorological information at any point on the route and receive instructions from airport traffic control towers located at airports approved for the route;

(4) By either of two independent means, satisfactorily receive radio navigational signals from any radio aid to navigation required by § 41.13 (a).

If appropriate, one of the means provided for compliance with paragraph (b) (3) of this section may be employed for compliance with paragraph (b) (2) or the means provided for compliance with paragraph (b) (4) may be employed for compliance with paragraph (b) (3).

§ 41.211 Long distance operation. Each aircraft shall be equipped with such radio facilities as are necessary to accomplish the following:

(a) By either of two independent means, transmit communications and meteorological information to at least one ground station from any point on the route and transmit, from a distance of not less than 25 miles, to airport traffic control towers located at airports approved for the route;

(b) By either of two independent means, receive communications at any point on the route;

(c) By either of two independent means, receive meteorological information at any point on the route and receive instructions from airport traffic control towers located at airports approved for the route;

(d) By either of two independent means, satisfactorily receive radio navigational signals from any radio aid to navigation required by § 41.13 (b).

If appropriate, equipment provided for compliance with paragraph (c) of this section may be employed for compliance with either paragraph (b) or paragraph (d).

§ 41.22 First-aid and emergency equipment. Each aircraft shall be equipped with a conveniently accessible first-aid kit adequate for the type of operation involved. Aircraft scheduled over routes requiring flights for long distances over uninhabited terrain must carry such additional emergency equipment as the Administrator designates for the particular operation involved. All aircraft operated over water shall be

equipped with life preservers or flotation devices readily available for each person aboard and with a Very pistol or equivalent signal equipment, except that this requirement will not apply when such operations consist only of landings, take-offs, or flights for short distances over water and the Administrator finds in each case that such equipment is not necessary. In addition, all aircraft operated for long distances over water shall be equipped with a sufficient number of life rafts to accommodate adequately all occupants and such additional emergency equipment as may be required by the Administrator.

§ 41.23 *Oxygen apparatus.* (a) Aircraft not having pressurized cabins and operated at an altitude exceeding 10,000 feet above sea level continuously for more than 30 minutes or at an altitude exceeding 12,000 feet above sea level for any length of time shall be equipped with effective oxygen apparatus and an adequate supply of oxygen available for the use of the operating crew. Such aircraft shall also be equipped with an adequate separate supply of oxygen available for the use of passengers when operated at an altitude exceeding 12,000 feet above sea level.

(b) Unless oxygen is supplied in accordance with paragraph (a), aircraft having pressurized cabins shall not be operated with a pressure within the cabin less than that corresponding to a pressure altitude of 10,000 feet. Aircraft having pressurized cabins and operated at altitudes in excess of 18,000 feet above sea level shall be equipped with an adequate emergency supply of oxygen available for the use of the flight crew.

§ 41.25 *Instruments and equipment required for continuance of flight.* If any required instrument or item of equipment in an aircraft becomes unserviceable in flight, a landing must be made at either the nearest suitable landing area or at the next point of intended landing whichever, in the opinion of the pilot, is the safer procedure, unless the equipment specified below for the type of operation indicated is in serviceable condition, in which case the flight may continue as scheduled to the nearest point where repairs or replacements can be made.

The items listed below are required for all types of operation unless otherwise specified:

(a) One air-speed indicator and one sensitive type altimeter (contact operation); two air-speed indicators and two sensitive type altimeters (instrument operation),

(b) One approved compass,

(c) A tachometer for one engine, one fuel pressure gauge with warning indicator, one oil pressure gauge with warning indicator, and one oil temperature or cylinder temperature gauge for each engine,

(d) A manifold pressure gauge for one engine,

(e) Two approved type portable fire extinguishers and a fire extinguishing system to serve each engine compartment,

(f) One landing gear position indicator or equivalent facility, if equipment includes a retractable landing gear,

(g) One or more storage batteries or other source of electrical supply sufficient to operate all radio and electrical equipment necessary for the flight,

(h) Two of the following three units of radio equipment:

(1) One transmitter for two-way communication,

(2) One receiver for two-way communication,

(3) One receiver capable of receiving navigational signals.

In addition to the above, one of the radio navigational systems required by § 41.210 (b), if navigational facilities on the route are required by § 41.13,

(i) All radio equipment required by these regulations (night and instrument operation),

(j) Forward position and tail lights, two landing lights, one set of instrument lights, and two landing flares each rated for at least 3-minute duration (night operation),

(k) Fuel quantity indicators indicating the amount of fuel in each tank to be used for the remainder of the flight (night and instrument operation),

(l) An electrically heated pilot tube serving each pilot's air-speed indicator (night and instrument operation),

(m) One gyro rate-of-turn indicator combined with a bank indicator, one artificial horizon indicator, and one gyro direction indicator (night and instrument operation),

(n) One outside air temperature gauge with indicating dial in the pilot compartment and one carburetor air temperature indicator or equivalent approved device (night and instrument operation),

(o) If vacuum system is used, one vacuum gauge with warning indicator on the instrument panel installed in lines leading to the rate-of-turn and artificial horizon indicators and the gyro direction indicator (night and instrument operation),

(p) One clock with sweep-second hand (night and instrument operation),

(q) Three spare fuses of each capacity, or 25 per cent of the number of each capacity, whichever is the greater.

§ 41.26 *Airplane certification limitations.* (a) Airplanes certificated as a basic type after June 30, 1942, must be certificated in accordance with the transport category requirements of Part 04 of this chapter and meet the requirements of § 41.27 over each route to be flown.

(b) Airplanes used after December 31, 1947, must have been certificated in accordance with the transport category requirements of Part 04 of this chapter and meet the requirements of § 41.27 over each route to be flown.

§ 41.27 *Operating limitations on airplanes certificated under transport category requirements.* In operating any airplane certificated in accordance with the provisions of § 04.75-T of this chapter, the restrictions of §§ 41.270 to 41.2731, inclusive shall be observed unless deviations therefrom are specifically authorized by the Administrator on the

ground that a peculiarity of the particular circumstances of a particular case makes a literal observation of the restrictions unnecessary for safety in that case.

In determining compliance with these provisions the data obtained in testing the airplane for type certification may be applied, by interpolation or by computation of the effects of changes in specific variables, to conditions differing from those for which specific tests were made, where such interpolations or computations will give results substantially equalling in accuracy the results of a direct test.

§ 41.270 *General limitations.* (a) Airplanes shall be operated only from airports at altitudes within the altitude range for which maximum take-off weights have been determined and set forth in the airplane operating manual and shall be dispatched only to airports of intended destination, or to airports specified as alternates, which are at altitudes within the range for which maximum landing weights have been determined and set forth in the airplane operating manual.

(b) The weight of an airplane at take-off shall not exceed the certificated maximum take-off weight for the altitude of the airport from which the take-off is made.

(c) The gross weight at take-off shall be such that, allowing for the consumption of the amount of fuel which would normally be consumed in flight to the intended destination, the weight on arrival at the destination will not exceed the certificated maximum landing weight for the altitude of the field of intended destination.

§ 41.271 *Take-off limitations to provide for engine failure.* Take-off shall be made only from such fields, in such directions, and under such gross weight limitations that the following conditions are fulfilled as shown by the performance data determined under § 04.7532-T of this chapter and set forth in the airplane operating manual:

(a) From any point on the take-off up to the time of attaining the critical-engine-failure speed set forth in the airplane operating manual it shall be possible to bring the airplane to a safe stop within the landing area, as shown by the accelerate-and-stop distance data.

(b) If the critical engine should fail at any instant after the airplane attains the critical-engine-failure speed, it shall be possible to proceed with the take-off and attain a height of 50 feet, as indicated by the take-off path data, before passing over the end of the take-off area. Thereafter it must be possible to clear all obstacles either by at least 50 feet vertically, as shown by the take-off path data, or by at least 200 feet horizontally within the airport boundaries and 300 feet horizontally after passing beyond such boundaries.

In determining the allowable deviation of the flight path in order to avoid obstacles, it is assumed that the airplane is not banked before reaching a height of 50 feet, as shown by the take-off path data, and that the maximum bank thereafter does not exceed 15°.

(c) In applying the requirements of paragraphs (a) and (b) of this section correction shall be made for any appreciable gradient of the take-off surface. Take-off data based on still air may be corrected to allow for the effect of a favorable wind which is equal to not more than 50 per cent of the component along the take-off runway due to the reported wind condition.

§ 41.272 *En route limitations.* An airplane shall be dispatched only under such conditions that in progressing along the intended route, with the weight of the airplane progressively reduced by the anticipated consumption of fuel and oil, the maximum one-engine-inoperative operating altitude, as defined in § 41.7513-T of this chapter and as set forth in the airplane operating manual, will at all times exceed by at least 1,000 feet the altitude of the highest ground or obstruction within 10 miles on either side of the intended route. Where special air navigational facilities provide for close and specific identification of an obstruction or of high ground extending for less than 20 miles along the route, the maximum lateral distance from the intended route up to which such obstruction or high ground must be taken into account may be reduced to 5 miles.

§ 41.273 *Landing distance limitations.* (a) An airplane shall be dispatched only under such conditions that it would be possible, as shown by the still-air landing data obtained in § 41.7533-T of this chapter and set forth in the airplane operating manual, at a weight corresponding to the maximum weight expected to exist at the time of arrival at the airport of intended destination, and under standard air conditions for the altitude of such airport, to bring the airplane to rest from a point 50 feet directly above the intersection of the obstruction clearance line (as defined in § 41.2731) and the landing surface, within a total distance not in excess of 60 per cent of the effective length of the landing area (as defined in § 41.2731) most suitable for landing in still air.

(b) For every anticipated condition of wind velocity and direction and the corresponding landing direction required at the airport of intended destination by the ground handling characteristics of the airplane type involved, the ratio of landing distance to effective length of landing area shall not be greater than that as specified in paragraph (a) of this section, after allowing for the effect on the landing path and roll of not more than 50 per cent of the favorable wind component due to a particular wind condition.

(c) If the requirement of paragraph (a) of this section can be met, but the requirement of paragraph (b) cannot be fully met, at an airport of intended destination, a flight to such airport may be dispatched if at least one approved alternate airport is designated in the flight plan at which the requirements of paragraphs (a) and (b) of this section, as modified by § 41.2730, are met.

§ 41.2730 *Landing distance at alternate fields.* The conditions of § 41.2731 will apply with respect to alternate air-

ports specified in the flight plan, except that in the case of alternate airports the landing distance as defined in that section shall not exceed 70 per cent of the effective length of the landing area.

§ 41.2731 *Definition of effective length of landing area.* The effective length of the landing area is the distance from the point where the obstruction clearance line, as defined below, intersects the landing surface to the far end of the landing area.

The obstruction clearance line is a line drawn tangent to or clearing all obstructions showing in a profile of the approach area as defined below. The obstruction clearance line is further limited by having a slope to the horizontal of 1/20 as it approaches the landing area.

The approach area, as used in this section, shall be an area symmetrical about a center line coinciding with and prolonging the center line of the runway, except that where there is a multiplicity of parallel runways or a large area continuously available for landing, the center line of the approach area shall coincide with the most probable landing path for instrument approaches. The approach area shall be considered as extending longitudinally from the landing area out to the most remote obstacle touched by the obstruction clearance line, assuming the center line of the approach area in plain view to be straight for at least 1,500 feet from the intersection of the obstruction clearance line with the landing surface and thereafter continuing in a path consistent with the instrument approach procedures for the airport in question, or, where such procedures are not specified, consistent with turns of at least 4,000 feet in radius; and as extending laterally to a distance of 200 feet on either side of its center line at the point of intersection of the obstruction clearance line with the landing surface, with this distance increasing uniformly to 500 feet on either side of the center line of the area at a longitudinal distance of 1,500 feet from the intersection of the obstruction clearance line with the landing surface, and maintaining a distance of 500 feet from the center line thereafter.

§ 41.28 Maintenance.

§ 41.280 *Maintenance organization.* The air carrier is responsible for the continuous airworthiness of all aircraft, engines, propellers, and appliances. Unless maintenance is performed by another agency under a contract approved by the Administrator, it is responsible for maintaining adequate maintenance facilities, the adequacy and competence of maintenance personnel, and for the preparation of such maintenance reports as are required by the Administrator.

§ 41.281 *Alterations and repairs.* Aircraft, engines, propellers, and appliances must be altered or repaired only in conformity with the procedures and, in so far as they apply, the methods provided for in Part 18. Reports of such alterations or repairs must be submitted promptly to the Administrator.

§ 41.282 *Inspection.* The air carrier shall maintain an inspection organiza-

tion which is responsible for determining that all maintenance conforms to at least the minimum standards prescribed by the Administrator as to workmanship, methods employed, and materials used. Each inspector must hold a valid mechanic certificate and rating for the type of inspection involved.

§ 41.283 *Maintenance manual.* The air carrier shall prepare and maintain a manual for the use and guidance of maintenance personnel which contains full information pertaining to the repair and service of flight equipment and clearly outlines the responsibilities of maintenance personnel. It must be in a form approved by the Administrator and copies furnished to all persons designated by the Administrator or Board. All copies in the hands of designated company personnel must be kept up to date.

§ 41.2830 *Changes.* The extension of any overhaul, check, or inspection period must have the written approval of the Administrator. Other changes in the maintenance manual may be made without the prior approval of the Administrator, if such changes are not inconsistent with any Federal regulation, the air carrier operating certificate, or safe maintenance practice.

§ 41.284 *Training program.* The air carrier must provide for the proper and periodic instruction of all maintenance personnel, particularly in connection with the introduction into service of new or unfamiliar equipment.

§ 41.285 *Records.* Current records shall be kept of the total time in service, the time since last overhaul, and the time since last inspection on all aircraft components, engines, propellers and, where practicable, on instruments, equipment, and accessories.

§ 41.3 Airman rules.

§ 41.30 Pilot.

§ 41.300 *Certificate.* (a) Any pilot serving as first pilot shall hold a valid airline transport pilot certificate and a rating for the aircraft in which he is to serve.

(b) Any pilot serving as second pilot in an aircraft requiring two pilots shall hold at least a commercial pilot certificate and instrument rating and must have demonstrated to an air carrier inspector of the Administrator, or to an authorized check pilot of the air carrier, his ability to take off and land aircraft in which he is to serve.

(c) Any pilot serving as second pilot in an aircraft requiring three or more pilots shall meet the requirements of paragraph (a) of this section.

(d) Any pilot serving in a pilot capacity other than as first or second pilot shall meet the requirements of paragraph (b) of this section.

§ 41.301 *Number of pilots required.* The number of pilots required shall be sufficient to provide adequate safety. The type of aircraft used, the type of operation involved, and the duration of flights between points where flight crews

are changed shall be the basis for making this determination.

§ 41.302 Pilot route competency.

§ 41.3020 Requirements for pilot route qualification. A pilot qualifying on any route must be certified by a check pilot as qualified for the route and shall have accomplished at least the applicable procedures prescribed below:

(a) A pilot who has served as first pilot for less than 1,000 hours shall have made, within the preceding 12 calendar months, 4 one-way trips over the route as pilot without passengers or as copilot with or without passengers. One of the above trips must have been completed within the preceding 60 days, and the pilot qualifying must have been accompanied on this trip by a check pilot.

(b) A first pilot who has served as such on any route or routes for at least 1,000 hours, in order to qualify for any other route, shall have made, within the preceding 12 calendar months, 2 one-way trips as pilot without passengers or as copilot with or without passengers. One of the above trips must have been completed within the preceding 60 days, and the pilot qualifying must have been accompanied on this trip by a check pilot.

(c) In complying with the requirements of paragraph (a) and (b) of this section, the qualifying pilot shall have performed in flight, under actual or simulated instrument conditions, all of the approved instrument approach procedures at each regular, provisional, and refueling and holding airport approved for the route. In the case of airports used only as alternates, the pilot may demonstrate his ability by other means approved by the Administrator.

(d) In the case of minor extensions or modifications of existing routes the provisions of paragraphs (a) and (b) of this section will not apply, unless found necessary by the Administrator in the interest of safety.

(e) In the case of new regular, provisional, or refueling and holding airports approved for a route, a first pilot currently qualified for the route need not be required to perform the approach procedures specified in paragraph (c) of this section if the Administrator finds in each case that such procedure is unnecessary in the interest of safety.

§ 41.3021 Maintenance of pilot route qualification. A first pilot shall not serve as such over a particular route unless he has either:

(a) Made at least one one-way trip over the route as first or second pilot within the preceding 12 calendar months, or

(b) After an absence from the route of more than 12 consecutive months, requalified in accordance with the appropriate provisions of § 41.3020.

§ 41.303 Maintenance of pilot technique. If within any 90-day period a first or second pilot has not made at least three take-offs and landings in aircraft of a particular make and model, such person shall not thereafter serve as a first or second pilot in aircraft of that make and model in scheduled air transportation without having made at least

three take-offs and landing in such aircraft with not less than one-half the maximum useful load. If he is to serve in air transportation at night at least one of the three take-offs and landings specified above must have been made at night.

§ 41.3030 Periodic flight checks and instruction. Each air carrier must provide a sufficient number of check pilots to insure that each first pilot employed continues to meet the minimum requirements both with regard to route competency and technique. Each of these checks must be accomplished twice each year at intervals of not less than four months. Periodic instruction must be given all pilots. In the case of first pilots, instruction must include the obtaining of optimum performance under simulated maximum authorized weight conditions with one engine inoperative and instrument approach procedures and landings under the same conditions in the make and model aircraft in which such pilots serve in scheduled air transportation. In the case of all pilots other than first pilots, instruction must include familiarization with the operations manual, with the types of equipment used, and with the duties of a second pilot.

§ 41.304 Flight time limitations for pilots.

§ 41.3040 Aircraft having a crew of one or two pilots. (a) A pilot may be scheduled to fly 8 hours or less during any 24 consecutive hours without a rest period during such 8 hours. If a pilot is scheduled to fly in excess of 8 hours during any 24 consecutive hours, he shall be given an intervening rest period at or before the termination of 8 scheduled hours of flight duty. Such rest period must equal at least twice the number of hours flown since the last preceding rest period and in no case will such rest period be less than 8 hours. During such rest period the pilot must be relieved of all duty with the air carrier.

(b) When a pilot has flown in excess of 8 hours during any 24 consecutive hours he must receive at least 18 hours of rest before being assigned any duty with the air carrier.

(c) A pilot shall not fly in excess of 32 hours during any 7 consecutive days. Relief from all duty for not less than 24 consecutive hours must be provided for and given to a pilot at least once during any 7 consecutive days.

(d) A pilot shall not fly as a member of the crew more than 100 hours during any one month: *Provided*, That the Administrator is authorized, during the present war and until 6 months after the termination thereof, to permit the maximum of 100 hours to be exceeded to the extent necessary to complete a particular flight for military purposes.

(e) A pilot shall not fly as a member of the crew more than 1,000 hours in any 12-month period: *Provided*, That this limitation will not be effective during the present war and until 6 months after the termination thereof, and that during this period the maximum flying hours permitted in any 12-month period will be controlled by the provisions of paragraph (d) of this section.

§ 41.3041 Aircraft having two pilots and one additional flight crew member.

(a) A pilot may not be scheduled to fly a total of more than 12 hours during any 24 consecutive hours.

(b) When a pilot has flown 20 hours or more during any 48 consecutive hours, or 24 hours or more during any 72 consecutive hours, he must receive at least 18 hours of rest before being assigned to any duty with the air carrier. In any case each pilot shall be relieved from all duty for not less than 24 consecutive hours during any 7 consecutive days.

(c) A pilot shall not fly as a member of the flight crew more than 120 hours in any 30 consecutive days or 300 hours in any 90 consecutive days: *Provided*, That the Administrator is authorized, during the present war and until 6 months after the termination thereof, to permit the above maximums of 120 or 300 hours to be exceeded to the extent necessary to complete a particular flight for military purposes.

(d) A pilot shall not fly as a member of the flight crew more than 1,000 hours in any 12-month period: *Provided*, That this limitation will not be effective during the present war and until 6 months after the termination thereof and that during this period a maximum of 1,200 flying hours will be permitted.

§ 41.3042 Aircraft having three or more pilots and an additional flight crew member. (a) Flight hours shall be scheduled in such a manner as to provide for adequate rest periods on the ground while the pilot is away from his base. Adequate sleeping quarters on the aircraft must be provided in all cases where a pilot is scheduled to fly more than 12 hours during any 24 consecutive hours.

(b) A pilot, upon return to his base from any flight or series of flights, shall receive a rest period of not less than twice the total number of hours flown since the last rest period at his base and during such period will not be required to perform any duty for the company. When the required rest period exceeds 7 days, that portion of the rest period in excess of 7 days may be given at any time before the pilot is again scheduled for flight duty on any route.

(c) A pilot shall not fly as a member of the flight crew more than 350 hours in any 90 consecutive days.

(d) A pilot shall not fly as a member of the flight crew more than 1,000 hours in any 12-month period: *Provided*, That this limitation will not be effective during the present war and until 6 months after the termination thereof, and that during this period a maximum of 1,200 flying hours will be permitted.

§ 41.3043 Pilots not regularly assigned. A pilot not regularly assigned as a flight crew member for an entire month under the provisions of § 41.3041 or § 41.3042 must not fly in excess of 100 hours in any 30 consecutive days.

§ 41.3044 Deadhead transportation. The time spent in deadhead transportation to or from duty assignment will not be considered a part of any rest period.

§ 41.3045 Other commercial flying. A pilot shall not do other commercial flying

ing while employed by an air carrier when such flying, in addition to that in scheduled air transportation service, will exceed any flight time limitations specified herein.

§ 41.305 *Logging flight time.* (a) A first pilot may log the total flight time elapsing during his command of the aircraft.

(b) A second pilot holding an airline transport pilot certificate and rating for the aircraft flown may log the total time during which he serves as second pilot.

(c) A second pilot not holding an airline transport pilot certificate and rating for the aircraft flown may log 50 percent of the total flight time.

(d) Additional pilots when required, and serving as such, may log 50 percent of the total flight time.

§ 41.3050 *Logging instrument flight time.* Instrument flight time may be logged as such by the pilot actually manipulating the controls only when the aircraft is flown solely by reference to instruments either under actual or properly simulated flight conditions.

§ 41.306 *Pilots at controls.* In the case of aircraft requiring two or more pilots, two pilots shall remain at the controls at all times while the aircraft is taking off, landing, and while en route, except when the absence of one is necessary in connection with his regular duties or when he is replaced by a person authorized under the provisions of § 41.501.

§ 41.307 *First pilot rules—(a) Pilot in command.* The first pilot is in command of the aircraft at all times during flight and is responsible for the safety of persons and goods carried and for the conduct and safety of members of the crew.

(b) *Emergency decisions.* (1) The first pilot is authorized to follow any course of action which appears necessary in emergency situations which, in the interest of safety, require immediate decision and action. He may, in such situations, deviate from prescribed methods, procedures, or minimums to the extent required by considerations of safety. When such emergency authority is exercised the pilot shall keep the proper control station fully informed regarding the progress of the flight. He shall submit a written report of any such deviation to the Administrator of Civil Aeronautics within 7 days after the completion of the trip.

(2) In an emergency requiring either the dumping of fuel or a landing at a weight in excess of the authorized landing weight the first pilot may elect to follow whichever procedure he considers safer.

(c) *Flight equipment.* Before any flight is started the first pilot shall have readily available in the aircraft appropriate and current flight and navigational facility maps, including instrument procedures when instrument flight is authorized, and such other equipment as may be necessary to properly conduct the proposed flight.

§ 41.308 *Compliance with foreign air traffic rules and local airport rules.* Pilots

flying in the airspace of any foreign country shall, at all times, comply with the air traffic rules of the foreign government and with local airport rules, except where any rule prescribed herein is more restrictive and may be followed without violating the laws or rules of such country.

§ 41.31 *Flight radio operator.*

§ 41.310 *When required.* A flight radio operator will be required when radio telegraphy is used for communication with ground stations during flight. One or more additional flight radio operators will be required when the type of operation is such as to require additional personnel.

§ 41.311 *Certificate.* Each flight radio operator shall hold a valid flight radio operator certificate issued in accordance with the provisions of Part —. (In preparation.)

§ 41.312 *Flight time limitations.* When one flight radio operator is required the flight time limitations prescribed in § 41.3041 apply. When two or more flight radio operators are required the flight time limitations of § 41.3042 apply.

§ 41.313 *Other flight crew members to be qualified.* In all flights requiring only one flight radio operator, one other flight crew member must be capable of operating the equipment in an emergency.

§ 41.32 *Flight engineer.*

§ 41.320 *When required.* One flight engineer, and such assistants as are necessary, will be required when the design of the aircraft used or the type of operation is such as to require engineer personnel.

§ 41.321 *Certificate.* Each flight engineer shall hold a valid flight engineer certificate issued in accordance with the provisions of Part —. (In preparation.)

§ 41.322 *Qualification for operation.* Each flight engineer must be familiar with the model aircraft to which he is assigned and must be competent to repair or to supervise repairs of all of the major components of the aircraft, engines, propellers, and accessories.

§ 41.323 *Flight time limitations.* When one flight engineer is required, the flight time limitations prescribed in § 41.3041 apply. When two or more flight engineers are required, the flight time limitations prescribed in § 41.3042 apply.

§ 41.324 *Other flight crew members to be qualified.* In all flights requiring the use of only one flight engineer, one other flight crew member must be capable of performing the duties of such engineer in an emergency during flight.

§ 41.33 *Flight navigator.*

§ 41.330 *When required.* In all operations where celestial navigation is necessary either as a primary or secondary means of navigation, at least one member of the flight crew must hold a flight navigator certificate issued in accordance with the provisions of Part —. (In preparation.)

§ 41.331 *Flight time limitations.* The flight time limitations prescribed in § 41.3042 apply.

§ 41.34 *Dispatcher.*

§ 41.340 *Number and location.* The air carrier shall provide an adequate number of certificated aircraft dispatchers located at such points as may be necessary to insure safe operations.

§ 41.341 *Certificate.* Each dispatcher shall hold a valid aircraft dispatcher certificate issued in accordance with the provisions of Part 27.

§ 41.342 *Qualification for route.* Each dispatcher within 6 months immediately preceding his qualification for a route, or part thereof, shall have made at least one trip over the route on which he is to serve prior to dispatching any aircraft. In addition he must be familiar with:

- (a) The contents of the air carrier operations manual;
- (b) The radio facilities in the aircraft used; and
- (c) With respect to the route, the following:
 - (1) The prevailing weather phenomena,
 - (2) The sources of weather information available,
 - (3) All phases of the air carrier operation,
 - (4) The maximum authorized loads for the aircraft used,
 - (5) The peculiarities and limitations of each radio navigational facility and similar information with regard to such additional facilities located off the route as are approved for use in obtaining fixes by means of cross bearings, and
 - (6) The effect of weather conditions on the radio reception of the aircraft used.

§ 41.343 *Maintenance of qualification.* Each dispatcher shall maintain his familiarity with the route or routes on which he dispatches aircraft.

§ 41.344 *Route qualification expiration.* After 24 consecutive months of absence from dispatching duty over a route or part thereof, a dispatcher will no longer be considered qualified to dispatch aircraft over such route.

§ 41.4 *Flight operation rules.*

§ 41.40 *Dispatching rules—(a) Short distance operation.* Flights may be dispatched over any approved route between two terminal points.

(b) *Long distance operation.* Flights may be dispatched over any track between two terminal points within the route approved by the Administrator for the operation.

§ 41.400 *Dispatching authorization.* Flights shall be started only on the authority of an aircraft dispatcher qualified for the route. In short distance operation this authority is not required at intermediate points specified in the original clearance unless the flight is delayed more than 30 minutes at any such point. In long distance operation redispach is not required unless the flight is delayed more than 6 hours.

§ 41.401 *Dispatcher duty period.* A dispatcher may clear a flight only when

he has been on duty at the station from which the clearance is effected for a period of time sufficient to become familiar with existing conditions. He must continue on duty until the aircraft has landed in completion of a trip, or has proceeded beyond his jurisdiction, or until he has been properly relieved by another qualified dispatcher.

§ 41.402 *Use of weather reports and forecasts in dispatch.* (a) Weather reports used to control flight movements shall be prepared from observations made and released by a source acceptable to the Administrator.

(b) Weather reports used shall be the latest reports available. Weather reports, other than off-course or on-call reports made a part of the clearance form, shall not be more than one hour and 30 minutes old at the time the aircraft departs.

(c) Weather forecasts made by the United States Weather Bureau, in the case of dispatch from points within the United States, or other sources acceptable to the Administrator, in the case of dispatch from points outside of the United States, shall be taken into account.

§ 41.403 *Weather minimums.*

§ 41.4030 *Dispatch under contact flight rules, short distance operations.* Aircraft may be dispatched only if current weather reports and forecasts show a trend indicating that the ceilings and visibilities along the route to be flown are, and will remain, at or above the minimums required for flight under contact flight rules until the flight arrives at the next point of intended landing specified in the clearance.

§ 41.4031 *Instrument or over-the-top dispatch, short distance operations.* Aircraft may be dispatched only if the observed weather information and current weather forecasts pertaining to the next point of intended landing specified in the clearance show a trend indicating that the ceiling and visibility will be at or above the minimums specified when the flight is scheduled to arrive; and at least one alternate airport, meeting the minimum weather requirements for the airport when used as an alternate, is designated in the clearance.

§ 41.4032 *Dispatch, long distance operation.* Aircraft may be dispatched only in compliance with the following conditions:

(a) The current weather forecasts must indicate that the ceiling and visibility either at the next point of intended landing or at any required alternate therefor will be at or above the approved minimums at the time the flight is estimated to arrive.

(b) In the case of overwater flights or any other flight where the point of intended landing has no available alternate, the current weather forecasts must also indicate that the ceiling and visibility either at the point of departure or at any required alternate therefor will be above the approved minimums at the time of arrival back to such point from any point along the route closer than the point-of-no-return.

§ 41.404 *Icing conditions.* Aircraft shall not be dispatched or flown into known heavy icing conditions and may be dispatched or flown into any less serious icing condition only if the aircraft is equipped for deicing wings, propellers, and such other parts of the aircraft as are essential to safety.

§ 41.405 *Fuel supply—(a) Short distance contact operation.* An aircraft may be dispatched or take off only if it carries sufficient fuel, considering the wind and other weather conditions expected, to fly to the next point of landing specified in the clearance and thereafter for a period of at least 45 minutes at normal cruising consumption.

(b) *Short distance instrument or over-the-top operation.* An aircraft may be dispatched or take off only if it carries sufficient fuel, considering the wind and other weather conditions expected, to fly to the next point of landing specified in the clearance; and thereafter (1) to fly to and land at the most distant alternate airport designated for that point in the clearance; and thereafter (2) to fly for a period of at least 45 minutes at normal cruising consumption.

(c) *Long distance operation.* An aircraft may be dispatched or take off only if it carries sufficient fuel, considering the wind and other weather conditions expected, to fly to the next point of landing specified in the clearance; and thereafter (1) to fly to and land at the most distant alternate airport designated for that point in the clearance; and thereafter (2) to fly for a period of at least two hours at normal cruising consumption. An aircraft may be redispached to return to the point of departure or to an alternate airport for that point only when such redispach is accomplished while the aircraft has sufficient fuel to return to such point and thereafter to fly for a period of at least two hours at normal cruising consumption. In the case of a route approved without an available alternate for a particular stop, an aircraft dispatched to that point must carry sufficient fuel, considering wind and other weather conditions expected, to fly to that point and thereafter for at least 3 hours at normal cruising consumption. The Administrator may require fuel in excess of any of the minimums specified in this paragraph when he finds that additional fuel is necessary on a particular route in the interest of safety and, in the case of an overland operation where adequate intermediate airports and navigational facilities are available, may permit the operation to be conducted with the fuel reserves specified in paragraph (b) of this section.

§ 41.406 *Maintenance release, load manifest, and clearance forms.* All maintenance release, load manifest, and clearance forms used must be approved by the Administrator.

§ 41.4060 *Preparation of maintenance release, load manifest, and clearance forms.* A maintenance release form must be prepared for each aircraft delivered by the maintenance department to the operations department. This form must be signed by personnel of the air carrier charged with the duty of supervising the maintenance of the

aircraft. A load manifest form must be prepared and signed for each flight by the personnel of the air carrier charged with the duty of supervising the loading of the aircraft and the preparation of the load manifest forms. A clearance form must be prepared for each flight between specified clearance points. This form must be signed by the first pilot and by the authorized aircraft dispatcher, or by duly authorized station personnel after receiving current authority from the authorized aircraft dispatcher. The original copies of all forms will be given to the first pilot and duplicate copies kept in the station file for a period of at least 90 days.

§ 41.407 *Traffic conditions.* Immediately prior to departure it is the responsibility of the dispatcher, dispatching an instrument flight outside of an airway traffic control area, to ascertain from the best available information what other flights affecting the proposed flight are in progress over the route and to report this information to the first pilot.

§ 41.408 *Dispatcher emergency procedure.* In the event of inability to maintain two-way communication with the aircraft while it is in flight the dispatcher is responsible for notifying all other known traffic in the area of such failure, giving the last approved flight plan and the expected time of arrival at the destination.

§ 41.409 *Redispach from alternate airports.* Aircraft may be redispached from any alternate airport. In the case of an off-route alternate, the return to the authorized route must be made in accordance with conditions specified by the Administrator.

§ 41.41 *Flight preparation and take-off rules.*

§ 41.410 *Tests and checks.* Before departure the first pilot is responsible for the testing or checking of each item in the check list approved by the Administrator, at the time and to the extent specified.

§ 41.411 *View of traffic.* The pilot shall maneuver the aircraft to a position from which incoming and outgoing aircraft can be observed until immediately prior to take-off.

§ 41.42 *Flight course and en route rules.*

§ 41.420 *Continuance of flight, short distance operation.* No flight shall be continued toward any point to which it is cleared unless the weather conditions at alternate airports specified in the clearance remain at or above the minimums specified for each such airport when used as an alternate.

§ 41.421 *Change in clearance en route.* The clearance may be amended en route by the substitution of another alternate airport within the fuel range of the aircraft, as outlined in § 41.405 (b), where weather conditions are at or above the minimums for such airport when used as an alternate. If a change in clearance is made while an aircraft is in flight, the two-way conversation shall be entered in the ground station radio log. After

clearance for contact flight no aircraft shall be recleared en route for instrument flight, unless all instruments and items of equipment required by § 41.25 for the type of operation are in serviceable condition.

§ 41.422 *Deviation from route.* No aircraft may deviate from the route over which it is dispatched except when circumstances render such deviation necessary as a safety measure. Any deviation from the route must be explained by the pilot in a written report dispatched to the Administrator within 7 days after return to his base.

§ 41.423 *Reporting unusual conditions.* When an icing or other unusual meteorological condition is encountered in flight the pilot shall notify his company radio ground station as soon as practicable and such information shall be relayed to all flights which may be affected.

§ 41.424 *Flight altitude rules.*

§ 41.4240 *Day contact operation.* Except during take-offs and landings no aircraft shall be flown at an altitude less than 500 feet above the ground or water, or within 500 feet of any mountain, hill, or other obstruction to flight, except in such cases as may be specifically approved.

§ 41.4241 *Night and instrument operation.* Except during take-offs and landings or when operating in accordance with specific procedures for definite localities approved by the Administrator, no aircraft shall be flown at an altitude of less than 1,000 feet above the highest obstacle located within a horizontal distance of 5 miles from the center of the course intended to be flown.

§ 41.425 *Communication failure.* In the event of inability to maintain two-way radio communication, the pilot in command shall observe one of the following procedures in the order listed:

- (a) Proceed according to current flight plan, maintaining the minimum instrument altitude or the last acknowledged assigned altitude, whichever is higher, to the airport of intended landing and commence descent at approach time last authorized or, if not received and acknowledged, at the estimated time of arrival specified in the flight plan; or
- (b) If weather conditions permit, proceed in accordance with contact flight rules; or
- (c) Land as soon as practicable.

§ 41.43 *Instrument approach and landing rules.*

§ 41.430 *Altitude on initial approach.* When making an initial approach to a radio station on instruments or on top of overcast, an aircraft shall not be operated below the initial approach altitude specified for such station until arrival over the station has been definitely established, except where a marker facility is available and a procedure for a straight-in approach is authorized.

§ 41.431 *Letting-down-through procedure.* When instrument operation is authorized the standard instrument approach procedure or the one authorized

by the control tower if more than one procedure is specified for the airport, must be used for letting-down-through. The procedures and minimum altitudes of flight specified shall be strictly observed.

§ 41.432 *Approach limitations.* No pilot, at any airport within the continental limits of the United States, may let down below his last approved cruising altitude or continue descent when he has received United States Weather Bureau information that the measured ceiling is below, or the visibility is less than, the authorized minimums prescribed for landing at that airport.

§ 41.5 *Miscellaneous operations rules.*

§ 41.500 *Operations manual.* (a) The air carrier shall prepare and maintain a manual for the use and guidance of operations personnel which contains full information necessary to guide flight and ground personnel in the conduct of flight operations and to inform such personnel regarding their duties and responsibilities. It must be in a form approved by the Administrator and furnished to all persons designated by the Administrator or Board. All copies in the hands of company personnel must be kept up to date.

(b) Any changes issued by the Administrator shall be promptly incorporated in the manual. Other changes not inconsistent with any Federal regulation, the air carrier operating certificate, or safe operating practice may be made without the prior approval of the Administrator.

§ 41.501 *Admission to pilot compartment.* (a) No person except a member of the operating crew or an air carrier inspector of the Administrator may be admitted to the pilot compartment during flight unless his admission is approved by the first pilot after he has identified himself as one of the following:

- (1) An employee of the Federal Government, of an air carrier, or other aeronautical enterprise whose duties are such that his presence in the compartment is necessary or advantageous to the conduct of safe air carrier operations or the improvement of the safety of such operations;

NOTE: Federal employees who deal responsibly with matters relating to air carrier safety and such air carrier employees as pilots, dispatchers, meteorologists, communication operators, and mechanics whose efficiency would be increased by familiarity with flight conditions in the pilot compartment may be considered eligible for admission to the pilot compartment under this requirement. Employees of traffic, sales, and other air carrier departments not directly related to flight operations cannot be considered eligible unless authorized under § 41.501 (a) (2).

(2) A person whose presence in such compartment has been specifically authorized by the management of the air carrier operating the aircraft and by the Administrator.

(b) No person may occupy a seat in the pilot compartment or the companionway thereto unless such seat is securely attached to the structure of the

aircraft and is provided with a safety belt which shall be kept fastened by the occupant throughout his occupancy of such seat.

(c) Unless a seat is also available for his use in the passenger compartment, no person may be admitted to the pilot compartment during flight except:

(1) Air carrier inspectors engaged in checking flight operations; and

(2) Certificated airmen of the air carrier and certificated airmen of another air carrier who have been authorized by the air carrier concerned and the Administrator to make specific trips over the route.

(d) An air carrier inspector of the Administrator must be admitted to the pilot compartment of an air carrier aircraft at any time while performing his official duty.

§ 41.502 *Manipulation of controls.* No person other than a qualified pilot of the air carrier may manipulate the flight controls of an air carrier aircraft while in scheduled flight, except that at the discretion of the first pilot such restriction will not apply to other pilots as follows:

(a) Authorized air carrier inspectors of the Administrator, or

(b) Properly qualified pilot personnel of another air carrier, if the first pilot is at one set of controls.

§ 41.503 *Smoking rules.* No smoking will be permitted in an aircraft:

- (a) While on the ground or water,
- (b) During take-offs and landings,
- (c) In the berths of sleeper planes, or
- (d) Elsewhere, unless suitable ash containers are provided.

§ 41.504 *Passenger information signs.* Aircraft shall be equipped with the following signs so located as to be plainly visible to passengers:

- (a) "No smoking" signs located in the cabin and in individual berths,
- (b) "Fasten seat belt" signs located in cabin,

(c) "Use oxygen equipment" signs located in the cabin of aircraft not having pressurized cabins when operated at altitudes in excess of 12,000 feet above sea level for any period of time, unless a competent cabin attendant is provided to care for passengers.

§ 41.505 *Marking door handles.* The latched and unlatched positions of door handles shall be plainly marked.

§ 41.506 *Marking emergency exits.* Emergency exits shall be clearly marked as such with luminous paint in letters not less than three-fourths of an inch high, such markings to be located either on or immediately adjacent to the pertinent exits and readily visible to passengers. The location and method of operation of the handles shall be marked with luminous paint.

§ 41.507 *Use of emergency equipment.* The emergency equipment required by § 41.22 must be periodically inspected and tested in accordance with specifications issued by the Administrator. The crew of aircraft used in overwater flights shall be drilled periodically in "abandon ship" procedures. Passengers shall be ac-

quainted with the location of emergency exits, with emergency equipment provided for individual use, and with the procedure to be followed in the case of an emergency landing on the water.

§ 41.508 *Route operation proving flights.* Before passengers are carried on any new route or any extension of over 100 miles of a route previously authorized, the air carrier shall demonstrate ability to conduct a safe operation by making such flights over the route as the Administrator may require in the interest of safety.

§ 41.509 *Aircraft proving tests.* (a) A new make or model of air carrier aircraft shall have at least 100 hours of proving tests under the supervision of an authorized representative of the Administrator before authority for carrying passengers is issued. At least 50 hours of such tests shall be flown over authorized routes and shall include at least 10 hours of night operation.

(b) In a case of major changes on aircraft previously proved, or the use of the same aircraft on a substantially different operation, 50 hours of tests similar to those outlined in the preceding paragraph shall be required, of which at least 25 hours shall be flown over authorized routes.

(c) During the tests specified in paragraphs (a) and (b) of this section no person shall be carried other than those essential to the tests. Mail, express, and cargo may be carried at the discretion of the Administrator.

§ 41.510 *Reports.* Each air carrier shall furnish the Administrator the following reports:

(a) A monthly operations report shall be submitted on and in accordance with the form supplied or approved by the Administrator for the purpose not later than the 20th day of the next succeeding month.

(b) A mechanical interruption report shall be submitted on the form supplied for the purpose not later than 10 days after the return of the aircraft to its operating base. Any partial or complete instrument or equipment mechanical failure which occurs during flight shall be reported. The records of such mechanical failure must be made available to any authorized representative of the Administrator or Board on request.

§ 41.511 *Irregularity report.* All airmen, including flight and ground personnel, shall immediately report to the operations manager any irregularity or hazard which in their opinion makes for unsafe operation. If such report is found to be justified, notice of the irregularity or hazard must be submitted to the Administrator at once.

§ 41.512 *Communication priority.* Where a communications channel serves point-to-point contacts in addition to ground-to-plane, priority shall be given to plane-to-ground and ground-to-plane communications.

§ 41.513 *Flight records.* The air carrier shall maintain and make available to any authorized representative of the Administrator or Board, for not less than

one year from the date of flight, the records pertaining to any flight which was interrupted because of weather conditions and failed to land at the point to which it was originally cleared. Such records shall include the flight plan, flight log, clearance, and any other data necessary to complete the record of the operation.

CARGO OPERATION RULES

§§ 41.6-41.9 (In preparation).

§ 41.99 *Definitions.*—(a) *Route.* A route is a path through the navigable airspace identified by an area on the surface of the earth, the boundaries of which are designated or approved by the Administrator.

(b) *Short distance operation.* A short distance operation is one which involves intermediate stops of sufficient frequency to permit the dispatch from each such stop to be based on spot weather reports or a combination of spot weather reports and forecasts.

(c) *Long distance operation.* A long distance operation is one in which the time interval between stops is of sufficient duration to require that the dispatch be based entirely on forecasts of weather expected at the intended destination and alternates.

(d) *Regular airport.* A regular airport is an airport used as a regular stop on a route.

(e) *Provisional airport.* A provisional airport is an airport approved for the purpose of providing adequate service to a community when the regular airport serving that community is not available.

(f) *Alternate airport.* An alternate airport is one listed in the clearance as a point to which a flight may be directed if, subsequent to departure, a landing at the point to which the flight is cleared becomes undesirable.

(g) *Refueling and holding airport.* A refueling and holding airport is an airport approved as a point to which flights may be cleared for refueling or holding and from which a reclearance is required.

(h) *Check pilot.* A check pilot is a pilot authorized by the Administrator to check pilots of the air carrier for familiarity with route procedures and for pilot-technique.

(i) *Flight crew member.* The term "flight crew member" means a pilot, flight radio operator, flight engineer, or flight navigator assigned to duty on the aircraft.

(j) *Crew member.* The term "crew member" means any company employee assigned to duty on the aircraft.

(k) *Contact operation.* A contact operation is an operation conducted under contact flight rules as prescribed in Part 60.

(l) *Instrument operation.* An instrument operation is an operation conducted under instrument flight rules as prescribed in Part 60 of this chapter.

(m) *Point-of-no-return.* The term "point-of-no-return" means that point at which the aircraft no longer has sufficient fuel, under existing conditions, to return to the point of departure or any alternate for that point.

(n) *Pilot compartment.* The term "pilot compartment" means that part of

the aircraft designed for the use of the flight crew.

(o) *Ceiling.* The term "ceiling", as used in this Part, means the height of the base of the lowest cloud layer reported as "broken clouds" or "overcast."

(p) *Broken clouds.* The term "broken clouds" means a condition where more than 50 but less than 90 percent of the sky is covered by clouds.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-12537; Filed, July 7, 1945;
11:46 a. m.]

[Amdt. 97-2]

PART 97—RULES OF PRACTICE GOVERNING SUSPENSION AND REVOCATION PROCEEDINGS BEFORE THE BOARD UNDER SECTION 609 OF THE CIVIL AERONAUTICS ACT OF 1938, AS AMENDED

SAVING CLAUSE PROVIDING FOR ACTION BASED ON PROVISIONS OF AMENDED OR REPEALED REGULATIONS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 6th day of July 1945.

Effective July 6, 1945, Part 97 of the Civil Air Regulations is amended by adding a new section to read as follows:

§ 97.21 *Saving clause.* The repeal or amendment of any Civil Air Regulation shall not affect any pending proceeding or any proceeding thereafter commenced to alter, amend, modify, suspend, or revoke any certificate issued by the Administrator for causes arising or acts committed prior to said repeal or amendment, unless the act of repeal or amendment specifically so provides.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-12426; Filed, July 9, 1945;
11:40 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4883]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

BOOTH FISHERIES CORP.

§ 3.45 (c) *Discriminating in price—Direct discrimination—Charges and prices.* In connection with the sale of respondent's fish products in commerce, discriminating, directly or indirectly, in the price of such fish products of like grade and quality as among purchasers when the differences in price are not justified by differences in the cost of manufacture, sale, or delivery resulting from differing methods or quantities in which such fish products are sold or delivered and when the differences in price are not made in response to changing conditions affecting the market for, or

the marketability of, the fish products concerned, such as, but not limited to, actual or imminent deterioration of perishable fish products, by selling such fish products to some customers at prices different from the prices charged other customers who in fact compete in the sale and distribution of such fish products when the effect of such differences in price may be substantially to lessen competition or to injure, destroy, or prevent competition among such customers; prohibited. (Sec. 2 (a), 49 Stat. 1526; 15 U. S. C., sec. 13 (a)) [Cease and desist order, Both Fisheries Corporation, Docket 4883, June 29, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 29th day of June, A. D. 1945.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the substitute answer of the respondent, in which answer respondent admits all of the material allegations of said complaint and in which it states that it waives all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts and its conclusion that respondent has violated the provisions of subsection (a) of section 2 of an act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (Clayton Act), as amended by act approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Booth Fisheries Corporation, a corporation, its officers, directors, representatives, agents, and employees, directly or through any corporate or other device in connection with the sale of its fish products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from discriminating, directly or indirectly, in the price of such fish products of like grade and quality as among purchasers when the differences in prices are not justified by differences in the cost of manufacture, sale, or delivery resulting from differing methods or quantities in which such fish products are sold or delivered and when the differences in price are not made in response to changing conditions affecting the market for, or the marketability of, the fish products concerned, such as, but not limited to, actual or imminent deterioration of perishable fish products:

1. By selling such fish products to some customers at prices different from the prices charged other customers who in fact compete in the sale and distribution of such fish products when the effect of such differences in price may be substantially to lessen competition or to injure, destroy, or prevent competition among such customers.

It is further ordered, That the respondent, Booth Fisheries Corporation, shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with the order

to cease and desist hereinbefore set forth.

By the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-12373; Filed, July 7, 1945;
10:57 a. m.]

[Docket No. 5023]

PART 3—DIGEST OF CEASE AND DESIST
ORDERS

ACME AND ACME MAIL ORDER HOUSE

§ 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Stock: § 3.6 (c) Advertising falsely or misleadingly—Composition of goods: § 3.6 (c5) Advertising falsely or misleadingly—Condition of goods: § 3.6 (j10) Advertising falsely or misleadingly—History of product or offering: § 3.6 (m10) Advertising falsely or misleadingly—Manufacture or preparation: § 3.6 (o) Advertising falsely or misleadingly—Old or reclaimed as new: § 3.71 (c) Neglecting, unfairly or deceptively, to make material disclosure—Old, used, or reclaimed as unused or new: § 3.96 (a) Using misleading name—Goods—Composition. In connection with the offering for sale, sale and distribution of clothing or other merchandise in commerce, (1) using the words "wool" or "all wool", or any simulation thereof, either alone or in connection with any other word or words, to designate, describe, or refer to any garment not composed entirely of wool; (2) using the word "silk", or any simulation thereof, either alone or in connection with any other word or words, to designate, describe, or refer to any garment not composed entirely of silk, the product of the cocoon of the silkworm; (3) representing that the proportion of new and unused merchandise offered by respondent is greater than it is in fact, or that the proportion of respondent's merchandise obtained from bankrupt or close-out sales is greater than it is in fact; (4) representing that garments in an advanced state of wear are only slightly used or that the condition of used or second-hand garments is materially better than it is in fact; (5) representing that used or second-hand garments have been cleaned, pressed, or repaired, unless such garments have in fact been cleaned, pressed, or repaired; or (6) representing that any used or second-hand garment is new or unused by failing to disclose, clearly and unequivocally, that it is used or second-hand, or by failing to attach securely to such garment a tag or label or place thereon a stamp, which tag, label, or stamp clearly and conspicuously reveals that said garment is used or second-hand; prohibited, subject to the provisions, however, as respects said first two prohibitions, that in the case of a garment composed in part of wool and in part of fibers or materials other than wool, the word "Wool" may be used as descriptive of the wool content if there are used in immediate connection therewith, in letters of at least equal size and conspicuousness, words truthfully describing the constitu-

ent fibers or materials of such garment; and that in the case of a garment composed in part of silk and in part of other fibers or materials, such word may be used as descriptive of the silk content if there are used in immediate connection therewith, in letters of at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C. sec. 45 (b)) [Cease and desist order, Acme, etc., Docket 5023, June 27, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 27th day of June A. D. 1945.

In the Matter of Louis Goldberg, an
Individual Trading in the Names of
Acme and Acme Mail Order House

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, certain testimony and other evidence taken before an examiner of the Commission theretofore duly designated by it, and a stipulation as to the facts entered into between the respondent and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure, the Commission may issue and serve upon respondent findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondent Louis Goldberg, trading as "Acme" or "Acme Mail Order House," or under any other name, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of clothing or other merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the words "Wool" or "All Wool," or any simulation thereof, either alone or in connection with any other word or words, to designate, describe, or refer to any garment not composed entirely of wool: *Provided*, In the case of a garment composed in part of wool and in part of fibers or materials other than wool, the word "Wool" may be used as descriptive of the wool content if there are used in immediate connection therewith, in letters of at least equal size and conspicuousness, words truthfully describing the constituent fibers or materials of such garment.

2. Using the word "Silk," or any simulation thereof, either alone or in connection with any other word or words, to designate, describe, or refer to any garment not composed entirely of silk, the product of the cocoon of the silkworm: *Provided*, That in the case of a garment composed in part of silk and in part of other fibers or materials, such word may be used as descriptive of the silk content if there are used in immediate connection therewith, in letters of

at least equal size and conspicuousness, words truthfully describing such other constituent fibers or materials.

3. Representing that the proportion of new and unused merchandise offered by respondent is greater than it is in fact, or that the proportion of respondent's merchandise obtained from bankrupt or close-out sales is greater than it is in fact.

4. Representing that garments in an advanced state of wear are only slightly used or that the condition of used or second-hand garments is materially better than it is in fact.

5. Representing that used or second-hand garments have been cleaned, pressed, or repaired, unless such garments have in fact been cleaned, pressed, or repaired.

6. Representing that any used or second-hand garment is new or unused by failing to disclose, clearly and unequivocally, that it is used or second-hand, or by failing to attach securely to such garment a tag or label or place thereon a stamp, which tag, label, or stamp clearly and conspicuously reveals that said garment is used or second-hand.

It is further ordered, That respondent shall, within sixty (60) days after the service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-12375; Filed, July 7, 1945;
10:58 a. m.]

[Docket No. 5227]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

JOSEPH TRINER CORP.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.71 (e) *Neglecting, unfairly or deceptively, to make material disclosure—Safety.* In connection with the offering for sale, sale, and distribution of its medicinal preparation variously designated as "Triner's Bitter Wine," "Triner's Bitter Wine with Vitamin B," and "Triner's American Elixir of Bitter Wine," or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same names or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication, (a) that said preparation is a cure or remedy for stomach disorders, poor appetite, faulty digestion, headache, nervousness, fatigue, or insomnia, or that it has any therapeutic value in the treatment of such conditions in excess of providing temporary relief from headaches when due to con-

stipation; (b) that said preparation cleanses the stomach or intestines or keeps the intestines clean; or (c) that the use of said preparation will raise the general vitality of the body, increase the resistance of the body to germs, or prevent or aid in the prevention of colds; or which advertisements (d) fail to reveal that said preparation should not be used in the presence of nausea, vomiting, abdominal pains, or other symptoms of appendicitis; prohibited, subject to the provision, however, as respects said last prohibition, that such advertisements need contain only the statement, "Caution: Use Only as Directed", if and when the directions for use, wherever they appear on the label, in the labeling, or both on the label and in the labeling, contain a warning to the above effect. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Joseph Triner Corporation, Docket 5227, June 27, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 27th day of June, A. D. 1945.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admitted all the material allegations of fact set forth in said complaint and waived all intervening procedure and further hearings as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondent Joseph Triner Corporation, a corporation, its officers, directors, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of its medicinal preparation variously designated as "Triner's Bitter Wine," "Triner's Bitter Wine with Vitamin B," and "Triner's American Elixir of Bitter Wine," or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same names or any other name, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated, by means of the United States mails or by any means in commerce, as "Commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or by implication:

(a) That said preparation is a cure or remedy for stomach disorders, poor appetite, faulty digestion, headache, nervousness, fatigue, or insomnia, or that it has any therapeutic value in the treatment of such conditions in excess of providing temporary relief from headaches when due to constipation.

(b) That said preparation cleanses the stomach or intestines or keeps the intestines clean.

(c) That the use of said preparation will raise the general vitality of the body, increase the resistance of the body to germs, or prevent or aid in the prevention of colds.

2. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which fails to reveal that said preparation should not be used in the presence of nausea, vomiting, abdominal pains, or other symptoms of appendicitis: *Provided, however,* That such advertisement need contain only the statement, "Caution: Use Only as Directed," if and when the directions for use, wherever they appear on the label, in the labeling, or both on the label and in the labeling, contain a warning to the above effect.

3. Disseminating or causing to be disseminated, by any means, any advertisement, for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of said preparation, which advertisement contains any of the representations prohibited in paragraph 1 hereof, and the respective subdivisions thereof, or which fails to comply with the requirements set forth in paragraph 2 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-12374; Filed, July 7, 1945;
10:58 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Reg. 31]

PART 602—GENERAL ORDERS AND DIRECTIVES RESTRICTIONS ON EXPORT OF SOLID FUELS

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of solid fuel for defense, for private account and for export; and this regulation is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 602.850 *Definitions.* (a) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or organized group of persons.

(b) "Solid fuel" means any form of bituminous, subbituminous, or lignitic coal; anthracite and semi-anthracite; processed fuel, briquettes and packaged fuel.

(c) "Export overseas" means movement off shore from a port or place in the continental United States to a port or place outside the continental United States.

§ 602.851 *Restrictions on export.* No person shall export overseas, or make

available for export overseas any solid fuel in cargo unless the Solid Fuels Administration for War has approved the export of such solid fuel as evidenced by an SFAW approval number issued pursuant to this regulation.

§ 602.852 *Procedure for obtaining SFAW approval*—(a) *Applications for approval*. Any person desiring to export overseas any solid fuel in cargo may make application for SFAW approval by filing four copies of Form SFA No. 428 with the Solid Fuels Administration for War, Washington 25, D. C. A separate application shall be made for each cargo of solid fuels for export overseas. Application forms may be obtained from any SFAW Area Distribution Manager, or from the Solid Fuels Administration for War, Washington 25, D. C.

(b) *Limitations on approval*. An SFAW approval number will be assigned to each application on which favorable action has been taken, and two copies of the approved application, bearing the SFAW approval number, will be returned to the applicant. Such approval shall be effective for a period of 30 days from the date of issuance, and shall be limited to the tonnages, source (mine or mines), and port of exportation specified in the application. Approvals for export overseas of solid fuels are not transferable, and are for use only by the person to whom approval has been issued.

(c) *Export to be reported*. Each person to whom SFAW approval has been issued pursuant to this section, shall, within five days after the cargo covered by the approval has been loaded, file with the Solid Fuels Administration for War, Washington 25, D. C., one copy of the approved application, together with the cargo manifest, consist report or dumping sheet, and other information required to be filed by SFAW Order No. 3, as amended.

§ 602.853 *Exemptions from this regulation*. This regulation does not apply to the export overseas of any solid fuel purchased by the United States Army or the United States Navy for its own account.

§ 602.854 *Records to be maintained*. All persons shall, on behalf of SFAW, keep and preserve for a period of not less than two years accurate and complete records of any transaction to which this regulation applies. All such records shall, upon request, be submitted for inspection by the duly authorized representatives of SFAW.

§ 602.855 *Damages for breach of contract*. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this regulation.

§ 602.856 *Violations*. Any person who violates any provision of this regulation or who, by any statement or omission, falsifies any records which he is required to keep, or who certifies false or misleading information to the Solid Fuels Administrator for War, or any person who obtains a delivery of solid fuel by means of a false or misleading statement, may be prohibited from delivering or receiving any material under priority control. The SFAW may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80) or under the Second War Powers Act (Public No. 507, 77th Cong., March 27, 1942).

§ 602.857 *Official interpretations*. No interpretation of this regulation is authorized or official unless it is in writing and signed by the Administrator, the Deputy Administrator or the General Counsel of SFAW.

This regulation shall become effective at 12:01 a. m., July 20, 1945.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176 and 58 Stat. 827)

Issued this 6th day of July 1945.

HAROLD L. ICKES,
Solid Fuels Administrator for War.
[F. R. Doc. 45-12319; Filed, July 7, 1945;
9:52 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 316]

PART 603—SELECTIVE SERVICE OFFICERS

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend § 603.54 to read as follows:

§ 603.54 *Jurisdiction*. The jurisdiction of each local board shall extend to all persons registered in, or subject to registration in, the area for which it was appointed and to all persons whose Registration Cards (Form 1) are duly transferred to it. Each local board is charged with the responsibility of organizing and administering the Veterans' Assistance Program within the local board area. It shall have full authority to do and perform all acts authorized by the selective service law.

2. Amend § 603.61 to read as follows:

§ 603.61 *Examining physicians*. The President shall, from qualified persons recommended by the Governor, appoint at least one examining physician for each local board and may, from qualified persons recommended by the Governor, appoint such additional examining physicians for each local board as he deems necessary for the examination of the registrants of such local board. The local board examining physician shall make such examinations in connection with the Veterans' Assistance Program as the local board shall request. The State Director of Selective Service may authorize any duly appointed examining physician to examine registrants for any local board within the State.

3. Amend § 603.62 to read as follows:

§ 603.62 *Examining dentists*. The President may, from qualified persons recommended by the Governor, appoint one or more examining dentists for each local board as he deems necessary for the dental examination of the registrants of such local board. The local board examining dentist shall make such dental examinations in connection with the Veterans' Assistance Program as the local board shall request. The State Director of Selective Service may authorize any duly appointed examining dentist to examine registrants for any local board within the State.

4. Amend paragraph (a) of § 603.71 to read as follows:

§ 603.71 *Appointment and duties*. (a) For each local board, a government appeal agent shall be appointed by the President, upon recommendation of the Governor. The duties of the person so designated are: To appeal from any classification by a local board which, in his opinion, should be reviewed by the board of appeal; to care for the interests of ignorant registrants and their dependents with respect to appeals and, where the decision of the local board is against the interests of such persons and where it appears that such persons may not take appeals, due to their own non-culpable ignorance, to inform them of their rights and assist them to enter appeals to the board of appeal; and, after classification, to investigate and report upon matters which are submitted for his investigation by the local board. It shall also be the duty of such government appeal agent, where the interests of justice may require, to suggest to the local board a reopening of any case and to impart to the local board any information which in his opinion ought to be investigated. The government appeal agent should expedite the examination of the records of registrants as soon as they have been classified by the local board in order that appeals to the board of appeal, where found necessary, may be filed within the time limit specified in the regulations. The government appeal agent shall render such assistance in connection with matters of a legal nature of the Veterans' Assistance Program as the local board shall request.

5. Amend § 603.81 to read as follows:

§ 603.81 *Appointment and duties*. (a) For each local board area, one or more reemployment committeemen shall be appointed by the Director of Selective Service, upon recommendation of the State Director of Selective Service.

(b) It is the responsibility of the reemployment committeeman to render all necessary assistance required by the local board to carry out its responsibility in connection with the Veterans' Assistance Program.

The foregoing amendments to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside

the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12309; Filed, July 6, 1945;
3:25 p. m.]

[Amdt. 317]

PART 612—REGISTRATION DUTIES

DISPOSITION OF REGISTRATION CARD OF REGISTRANT WHOSE PLACE OF RESIDENCE IS NOT WITHIN LOCAL BOARD AREA

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend paragraph (b) and add paragraph (c) to § 612.17 to read as follows:

§ 612.17 *Disposition of Registration Card of registrant whose place of residence is not within local board area.*

(b) If the place of residence shown on line 2 of any Registration Card (Form 1) is outside of the continental United States, the Territory of Alaska, the Territory of Hawaii, Puerto Rico, and the Virgin Islands of the United States, the local board in whose area the registrant registered shall retain such card.

(c) If the place of residence shown on line 2 of any Registration Card (Form 1) cannot be identified and located within a particular local board area, the Director of Selective Service shall designate a local board, which may be either the local board in whose area the registrant registered or any local board in the county in which the place of residence is located, and the Registration Card (Form 1) shall be retained by or forwarded to the local board so designated.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12310; Filed, July 6, 1945;
3:25 p. m.]

[Amdt. 318]

PART 621—QUESTIONNAIRE AND OTHER INFORMATION TO BE USED IN CLASSIFYING REGISTRANTS

QUESTIONNAIRE AND GENERAL INFORMATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend paragraph (a) and add a new paragraph (d) to § 621.1 to read as follows:

§ 621.1 *Mailing questionnaires.* (a) Except as provided in paragraph (d) of this section, the local board shall mail a Selective Service Questionnaire (Form 40) to each registrant in strict accordance with the order numbers, from the smallest to the largest. Selective Service Questionnaires (Form 40) shall be mailed as rapidly as possible, consistent with the ability of the local board to give them prompt consideration upon their return.

(d) The local board need not mail a Selective Service Questionnaire (Form 40) to a registrant who was registered after separation from the land or naval forces of the United States if the local board determines that such registrant may be classified properly without such form.

2. Delete paragraph (e) and amend paragraph (b) of § 621.4 to read as follows:

§ 621.4 *Claims for, or information relating to, deferment.* * * *

(b) Any person other than the registrant who desires to request the deferment of a registrant may file with the local board an official form of the Selective Service System provided for that purpose. Any such person shall be entitled to present information in support of his request. Such information should be included in or attached to the official form of the Selective Service System and may include any documents, affidavits, or depositions supporting the request.

3. Amend the regulations by deleting § 621.6 in its entirety.

4. Amend § 621.9 to read as follows:

§ 621.9 *Permit to leave the United States.* Local boards are authorized to issue to a registrant a Permit of the Local Board for Registrant to Depart from the United States (Form 351) and should issue the permit unless it is found that the registrant's induction or assignment is likely to occur prior to the expiration of the period for which the permit has been requested.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12311; Filed, July 6, 1945;
3:25 p. m.]

[Amdt. 319]

PART 622—CLASSIFICATION

SEQUENCE FOR CONSIDERATION OF CLASSES

Pursuant to authority contained in the Selective Training and Service Act of

1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

Amend the regulations by adding a new section under the heading "General" to be known as § 622.5 to read as follows:

§ 622.5 *Sequence in which classes shall be considered.* When classifying or reclassifying a registrant, consideration shall be given to the various classes in the sequence listed in § 623.21, and the registrant shall be placed in the first class listed in such sequence for which he is eligible.

The foregoing amendment to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12312; Filed, July 6, 1945;
3:25 p. m.]

[Amdt. 320]

PART 622—CLASSIFICATION

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend § 622.17 to read as follows:

§ 622.17 *Class I-G; Registrants who are members of or are honorably separated from land or naval forces of cobelligerent nations.* (a) In Class I-G shall be placed any registrant who is a member of and on active duty with the land or naval forces of a cobelligerent nation.

(b) In Class I-G may be placed any registrant who, on or after September 16, 1940, has been separated from active duty with the land or naval forces of a cobelligerent nation (1) by a discharge equivalent to an Honorable Discharge or a Discharge Under Honorable Conditions from the land or naval forces of the United States, or (2) by transfer to a reserve status, provided it is found that such registrant should be relieved from any future consideration for classification into a class available for service because the registrant has already made a sufficient contribution to the war effort as a member of the land or naval forces of a cobelligerent nation.

2. Amend § 622.41 to read as follows:

§ 622.41 *Class IV-A: Man deferred by reason of age.* In Class IV-A shall be placed or retained every registrant who has attained the thirty-eighth anniversary of the day of his birth, other than (1) a registrant who is eligible for classification in Class I-C, Class IV-D, or Class IV-B; or (2) a registrant who, after being classified in Class IV-E, either

has been assigned to and has reported for work of national importance under civilian direction, or has been separated from work of national importance under civilian direction and retained in Class IV-E as required by § 622.51.

3. Amend § 622.43 to read as follows:

§ 622.43 *Class IV-C: Registrants not acceptable for training and service because of nationality or ancestry, neutral aliens requesting relief from training and service, aliens not acceptable to the armed forces or to the Director of Selective Service, and aliens who have departed and are not residing in the United States.* In Class IV-C shall be placed any registrant:

(a) Who is an alien and, because of his nationality or ancestry, is within a class of persons not acceptable under any circumstances to the land or naval forces for training and service or to the Director of Selective Service for work of national importance under civilian direction. The Director of Selective Service will advise local boards which classes of registrants are not acceptable under any circumstances.

(b) Who is an alien and who is a citizen or subject of a neutral country (see § 601.2) and who, at any time prior to (1) his induction into the land or naval forces of the United States, or (2) his assignment to work of national importance under civilian direction, files with his local board an Application by Alien for Relief from Military Service (Form 301) executed in duplicate. The local board shall forward the original of such form to the Director of Selective Service through the State Director of Selective Service and shall retain the duplicate in the registrant's Cover Sheet (Form 53).

(c) Who because he is an alien or because of his ancestry is, under procedure prescribed by the Director of Selective Service, found by the land or naval forces to be unacceptable for training and service or by the Director of Selective Service to be unacceptable for work of national importance under civilian direction.

(d) Who is an alien and has departed from and is no longer residing in the United States. Such alien shall be classified in Class IV-C even though he is a delinquent, but this classification shall in no way relieve him from liability for prosecution for violation of the selective service law. If any registrant so classified under this paragraph returns to the United States to reside therein, his classification shall be reopened and he shall be classified anew.

4. Amend § 622.61 to read as follows:

§ 622.61 *Class IV-F: Morally unfit.* In Class IV-F shall be placed or retained:

(a) Every registrant who has been separated from the land or naval forces by discharge other than an Honorable Discharge, or a Discharge Under Honorable Conditions, or an equivalent type of release from service if the registrant was an officer or a warrant officer, and for whom the local board has not received a statement from the land or naval forces that the registrant is morally acceptable

notwithstanding such discharge or separation.

(b) Every registrant who under the procedures and standards prescribed by the land and naval forces is found to be morally unacceptable for training and service or under the procedures and standards prescribed by the Director of Selective Service is found to be morally unacceptable for assignment to work of national importance.

5. Amend § 622.62 to read as follows:

§ 622.62 *Class IV-F: Physically or mentally unfit.* In Class IV-F shall be placed every registrant who is found to be physically or mentally unfit for general military service or who is found to be physically and mentally fit for limited service only.

6. Amend the regulations by deleting § 622.82 in its entirety.

7. Delete paragraphs (c) and (d) and amend paragraph (b) of § 622.87 to read as follows:

§ 622.87 *Classes discontinued.* * * *

(b) The classification of all registrants who are in classes which have been or are hereafter discontinued shall be immediately reopened, and such registrants shall be classified anew.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12313; Filed, July 6, 1945;
3:25 p. m.]

[Amdt. 321]

PART 622—CLASSIFICATION

LENGTH OF DEFERMENTS IN CLASS II-A AND CLASS II-B

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend paragraph (f) of § 622.22-2 to read as follows:

§ 622.22-2 *Length of deferments in Class II-A and Class II-B.* * * *

(f) The provisions of paragraphs (c), (d), and (e) of this section shall not apply to any registrant (1) who has been separated from the land or naval forces on or after September 16, 1940, under conditions other than dishonorable, or (2) who qualifies for classification in Class IV-B under the provisions of § 622.42, or (3) who qualifies for classification in Class IV-D under the provisions of § 622.44.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States

immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MAY 26, 1945.

[F. R. Doc. 45-12314; Filed, July 6, 1945;
3:26 p. m.]

[Amdt. 322]

PART 623—CLASSIFICATION PROCEDURE

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend paragraph (a) of § 623.1 to read as follows:

§ 623.1 *General principles of classification.* (a) Each registrant shall be classified as soon as practicable after his Selective Service Questionnaire (Form 40) is received by the local board or as soon as practicable after the time allowed for him to return his Selective Service Questionnaire (Form 40) has expired; except that in the case of a registrant who was registered after separation from the land or naval forces of the United States, the local board need not require or await the return of such form if the local board determines that the registrant may be classified properly without such form.

2. Amend § 623.2 to read as follows:

§ 623.2 *Information considered for classification.* The registrant's classification shall be made solely on the basis of the official forms of the Selective Service System and such other written information as may be contained in his file: *Provided*, That the local board shall proceed with the registrant's classification and classify him whenever (1) he has failed or hereafter fails to return his Selective Service Questionnaire (Form 40) within the time allowed by § 621.2, or (2) he has been separated from the land or naval forces of the United States and the local board determines that he may be classified properly without requiring him to complete and return a Selective Service Questionnaire (Form 40), or (3) he has failed or hereafter fails to provide the local board with any other information concerning his status which he is requested or required to furnish. Oral information should not be considered unless it is summarized in writing and the summary placed in the registrant's file. Under no circumstances should the local board rely upon information received by a member personally unless such information is reduced to writing and placed in the registrant's file.

3. Amend § 623.13 by changing the title to read as follows:

§ 623.13 *Classification jurisdiction—transferred registrants.*

4. Amend paragraph (c) of § 623.21 to read as follows:

§ 623.21 *Consideration of classes.*

(c) Whenever any registrant is found to be physically or mentally unfit for general military service or is found to be physically and mentally fit for limited service only, he shall be placed in the first class listed in paragraph (a) of this section for which grounds are established. If no grounds are established for placing the registrant in any of the classes listed in paragraph (a) of this section, the registrant shall be placed in Class IV-F.

4. Amend the heading immediately prior to § 623.53 to read as follows: "Separated or Disqualified Men."

5. Amend the regulations by deleting § 623.52 in its entirety.

6. Amend § 623.53 to read as follows:

§ 623.53 *Man separated from land or naval forces of the United States.* (a) Immediately upon receipt by the local board of information that a registrant has been separated from the land or naval forces of the United States, the local board shall review the registrant's classification to determine whether he should be placed or retained in Class I-C.

(b) If, upon such review, the local board places or retains the registrant in Class I-C but does not find that the registrant has "completed his service," it shall immediately mail a Notice of Classification (Form 57) to the registrant on which will be entered the notation "Class I-C—Disc." If, upon such review, the local board places or retains the registrant in Class I-C and finds that he has "completed his service," it shall immediately (1) enter the notation "Completed service" under "Minutes of other actions" on the back of the registrant's Selective Service Questionnaire (Form 40), (2) file the registrant's Cover Sheet (Form 53) separately from those of other registrants, and (3) mail to the registrant a Notice of Classification (Form 57) on which shall be entered the notation "Class I-C—Disc.—Completed Service."

7. Amend the regulations by adding a new section to be known as § 623.54 to read as follows:

§ 623.54 *Man relieved from active duty with land or naval forces of a belligerent nation.* (a) Immediately upon receipt by the local board of information that a registrant has been relieved from active duty as a member of the land or naval forces of a belligerent nation, the local board shall review the registrant's classification to determine whether he should be placed or retained in Class I-G.

(b) If, upon such review, the local board places or retains the registrant in Class I-G, it shall immediately mail a Notice of Classification (Form 57) to the registrant on which shall be entered the notation "Class I-G."

8. Amend § 623.55 to read as follows:

§ 623.55 *Disqualified men.* Unless and until the local board has first complied with procedures which the Director

of Selective Service may prescribe, the local board shall not place into a class available for service any registrant (a) who has been found to be physically or mentally unfit for general military service or to be physically or mentally fit for limited service only, or (b) who has been separated from the land or naval forces of the United States by reason of physical or mental disability.

9. Add § 623.56 to read as follows:

§ 623.56 *Compliance with order.* It shall be the duty of the registrant (a) to comply with any directions given by the local board in carrying out the instructions of the Director of Selective Service concerning the registrant's examination, or reexamination, (b) to report to and be examined by a member or members of the medical advisory board when directed to do so by the local board, and (c) to report to and be examined by the local board or the local board examining physician when directed to do so by the local board and to comply with such directions and to submit to such examinations as the member or members of the medical advisory board, the local board examining physician, the local board, or representatives of the armed forces shall deem necessary to make a complete determination or redetermination of the registrant's proper classification.

10. Amend paragraphs (a) and (b) of § 623.61 to read as follows:

§ 623.61 *Classification and reclassification.* (a) As soon as practicable after the local board has classified or reclassified a registrant, it shall mail a notice thereof on a Notice of Classification (Form 57) to the registrant. When a registrant is classified in Class II-A, Class II-B, or Class II-C until a specific date, the date of the termination of the deferment will be entered on the Notice of Classification (Form 57); and when a registrant is classified in one of such classes for an indefinite period, the word "Indefinite" will be entered on the Notice of Classification (Form 57).

(b) As soon as practicable after the local board has classified or reclassified a registrant, it shall mail a notice thereof on a Classification Advice (Form 59) to every person who has on file an official form of the Selective Service System or other document requesting the current deferment of the registrant. When a registrant is classified in Class II-A, Class II-B, or Class II-C until a specific date, the date of the termination of the deferment will be entered on the Classification Advice (Form 59); and when a registrant is classified in one of such classes for an indefinite period, the word "Indefinitely" will be entered on the Classification Advice (Form 59).

11. Amend the regulations by deleting § 623.85 in its entirety.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing here-

of with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JULY 5, 1945.

[F. R. Doc. 45-12315; Filed, July 6, 1945;
3:26 p. m.]

[Amdt. 323]

PART 642—DELINQUENCY

MISCELLANEOUS AMENDMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

1. Amend § 642.12 to read as follows:

§ 642.12 *Classification of registrant delinquent.* Any delinquent registrant between the ages of 18 and 38 may be classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E, whichever is applicable regardless of other circumstances; *Provided*, That a delinquent registrant in Class I-C who has "completed his service" in the land or naval forces of the United States and a delinquent registrant in Class IV-E who has been separated from work of national importance under civilian direction may not be classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E under this section, unless his classification out of Class I-C or Class IV-E is specifically authorized by the Director of Selective Service.

2. Amend paragraph (a) of § 642.13 to read as follows:

§ 642.13 *Certain delinquents to be ordered to report for induction or for work of national importance.* (a) The local board shall order each delinquent registrant between the ages of 18 and 38 to report for induction in the manner provided in §§ 632.4 or in 632.4-1, as the case may be, who is classified in or reclassified into Class I-A or Class I-A-O unless (1) it has already done so, or (2) pursuant to a written request of the United States Attorney, the local board determines not to order such registrant to report for induction. If such delinquent registrant executes an Application for Voluntary Induction (Form 165) and a Request for Immediate Induction (Form 219), he shall be inducted immediately.

3. Amend paragraphs (b) and (c) of § 642.14 to read as follows:

§ 642.14 *Personal appearance, reopening, and appeal.* * * *

(b) The classification of a delinquent registrant who is classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E under the provisions of this part may be reopened at any time before induction in the discretion of the local board without reference to the restrictions against reopening, provided for in paragraph (a) of § 626.2.

(c) When a delinquent registrant is classified in or reclassified into Class I-A, Class I-A-O, or Class IV-E under the provisions of this part, an appeal may be taken under the same circum-

Chapter VIII—Foreign Economic Administration

Subchapter B—Export Control

(Amdt. 52)

PART 809—BLANKET LICENSE "BLT"

SPECIAL PROVISIONS

Section 809.3 *Special provisions* is hereby amended to read as follows:

§ 809.3 *Special provisions.* (a) The provisions of § 801.7 of this subchapter shall not apply to exports of the following commodities, when authorized for export pursuant to any blanket license. In lieu of the presentation of an original blanket license for clearance of the exportation with the United States Collector of Customs or the United States Postmaster, the exporter may present a Shipper's Export Declaration bearing the certification prescribed in paragraph (d) of this section:

JUNE 27, 1945.

[F. R. Doc. 45-12316; Filed, July 6, 1945; 3:26 p.m.]

LEWIS B. HERSHEY,
Director.

stances and by the same persons as in any other case.

4. Amend subparagraph (1) of paragraph (a) of § 642.31 to read as follows:

§ 642.31 *Completing records of man liable for training and service.* * * *

(1) He shall be registered, provided that any law-enforcement official or any other authorized person may act as a registrar.

The foregoing amendments to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

GROUP I

Commodity

Radio receiving tubes	Schedule B No.
Parts and accessories for track-laying tractors	7078.00
Alarm clocks, spring driven	7889.01
	9571.00
Automotive replacement parts	7092.00, 7921.00, 7923.05, 7926.00, 7927.00

GROUP III

Tools: metal-cutting:	
Bits: cemented carbide: hard alloy	6177.20, 7443.81
Bits: router, tool, metal-cutting	6177.20, 7443.81
Blades: hand saw: metal-cutting	6154.20
Blades, cutoff, finning, gear generator, saw (except diamond) metal-cutting	7443.81
Blades: hand and power hacksaw: metal-cutting	6154.20, 7443.81
Breeches: machine, flat spine	7443.15
Burs: rotary: metal-cutting	7443.19
Chasers: threading	7443.81
Counterbores: metal-cutting	6170.00, 7443.81
Countersinks, ship plate, metal-cutting	6170.00, 7443.81
Cutters: cemented carbide (hard alloy tipped) form relieved, gear shaper (spur, helical, herringbone) inserted blade, milling rack (gear cutting) metal-cutting	6170.00, 7411.00, 7443.81
Dies: button, cemented carbide drawing, threading (metal-cutting), wire drawing cemented carbide	6168.20, 6169.20, 7443.81, 7455.03, 7455.09
Drills: carbon steel: bit stock, blacksmith, straight shank	6177.20, 7443.81, 7457.00, 7458.98
Drills: countersinks, twist: metal-cutting	6170.00, 7443.81
Files: burs: rotary, metal-cutting	7443.81
Heads, die: threading: metal-cutting	6168.20, 6169.20, 7443.81, 7455.03, 7455.09

Commodity GROUP III—continued

Tools: metal-cutting—Continued.	Schedule B No.
Hobs: gear, metal-cutting	7443.81
Hobs: threading	7443.81
Knives: metal-cutting: machine, shear	7443.17
Laps: gear finishing	7443.81
Mills: end, metal-cutting	7443.81
Plates: screw	7443.81, 6168.20
Reamers align, bearing (main), bushing (piston pin), connecting rod, conduit, metal working (hand, machine), piston pin, pipe, valve guide.	6170.00, 7443.19, 7443.81
Saws: solid circular, slitting, metal-cutting	6155.15, 7443.81
Taps: collapsible, metal threading	6168.20, 7443.81
Tips: carbide, hard alloy	7443.81
Tips: cemented carbide: hard alloy	7443.81
Tools: boring, metal-cutting	7403.09, 7404.07, 7404.09, 7443.05, 7443.13, 7443.81, 7455.98
Tools: cutting: carbide tipped, tungsten carbide tipped	6170.00, 7411.00, 7443.19, 7443.81
Tools: gear finishing	7443.17
Metalworking machines and Tools: portable: power driven	7056.98, 7457.00
Files and rasps	6158.10, 6158.50
Tools: hand: metalworking, general purpose, ballpeen hammers, but not other hammers:	
Boxes: tool: not machine tool	4299.00, 6209.98
Brakes: hand bending: mechanics hand service tools	6178.95
Chisels: metalworking including rivet busters	6170.00
Compressors: piston ring, valve spring, automotive maintenance type	6178.95
Cutters: bolt, pipe	6170.00
Diestocks: hand	6169.20
Drills: drift: mechanics	6177.20
Drills: ratchet metalworking	6177.20
Drivers: piston pin	6178.95
Drivers: screw: hand, spiral	6178.98
Extractors: screw	6178.98
Frames: hacksaw	6156.98
Nippers	6173.00
Pliers: mechanics	6173.00
Pullers: connecting rod, gear	6178.95
Punches: metalworking: mechanics hand service	6170.00
Reamers: cylinder ridge: automotive maintenance type	6170.00
Removers: piston pin	6178.95
Scribers	6178.95
Snippers and snips	6170.00
Testers: valve spring: automotive	6178.95
Tools: hand: brazing (hand saw), carburetor, clutch pilot, jewel and jewelers, metal-working, plumbers, specialized automotive, tinsmiths, tube flaring, valve stem lock, watchmakers	6119.00, 6170.00, 6178.95, 6178.98
Vises: bench (mechanics), cable splicing, jewelers	6163.00
Wrenches and wrench sets: adjustable, automotive, box, box end, die, machinists, monkey, open end, pipe, socket attachment, spanner, tap. Gauges and machinists' precision measuring tools:	6164.00, 6165.00, 6168.20
Analyzers: surface	6178.90, 7038.20
Balancing machines: machinists'; machine tools, metalworking	6197.00, 7455.01
Bars: sine: machinists'	6178.98
Bevels: machinists'	6178.95
Blocks and rolls: angle	6178.98
Blocks: bench, gauge, zinc: machinists'	6178.90
Bullet machines: inspecting	7750.12
Buttons: die, toolmakers	6169.20
Calipers: gear tooth, pocket slide, vernier, not dial equipped	6178.95
Centers: bench: machinists'	6178.90, 7443.98
Clamps: key seat, parallel, rule, toolmakers': hand tools	6178.98

GROUP III—continued		GROUP III—continued	
Commodity	Schedule B No.	Commodity	Schedule B No.
Gauges and machinists' precision measuring tools—Continued.		Gauges and machinists' precision measuring tools—Continued.	
Comparators: metalworking	7750.12	Testing units: aircraft propeller slip ring mounting	7038.20, 9190.98
Demagnetizers	7099.98	Tools: precision measuring, including hand	6178.90, 6178.95, 6178.98, 7036.20, 7037.00, 7038.20, 7099.98, 7740.20, 7750.12, 9190.98
Detectors: leak, seam testers	6178.98	Tools: vernier	6178.95, 7750.12
Discs: setting: master, machinists'	6178.95	Trammels: machinists'	9160.29
Dividers: machinists'	7038.20, 7740.20, 9190.98	Wigglers: machinists'	6178.98
Edgers: lawn, turf: not wheel type	7038.20, 7740.20, 9190.98	Wires: thread measuring	6178.90
Electrical and mechanical testing equipment: metallurgical		Tools: edge	6160.00
Extensometers	9190.98	Adzes	6157.10
Fixtures: gauging: alignment, built up, simple: machinists'	6178.90, 7750.12	Augers: hand tools: woodworking	6153.00
Fixtures, sine	6178.90, 7750.12	Augers: hand tools: woodworking: hand tools:	6157.10
Flats: toolmakers'	6178.95	Axes and hatchets	
Gauge block sets and accessories	7038.20	Bits: auger, gimlet, rim guide: spoke shaving: woodworking: not metalworking or rock drilling	6178.10
Gauges: air (precision), electric: metalworking	6178.90, 7036.20, 7038.20, 7740.20, 7750.12, 9190.98	Blades: floor scraper	6155.17, 6155.20
Gauge: angle, ball, button, center, circumference, cutter clearance, cylinder, depth, dial indicating (linear measurement), drill, drill point, fillet, height, hole, planer, radius, screw pitch, screw and wire, surface taper, telescope, thickness, thread, wire or rolling mill: machinists'		Blades: saw, band, circular, power: woodworking	6153.98
Gauges: camber (not automotive), chamber, concentricity, flush pin, inspection, length, pin, plug, production, profile, ring, snap, terne-plate: machinists	6178.90, 7750.12	Blades: saw, not metalworking	6119.00
Gauges: electric: metalworking	7036.20, 7038.20, 6178.90	Cheese sampling tools, triers	6178.10
Gauges: flush	7036.20, 7038.20, 7740.20, 7750.12	Chisel and punch sets, woodworking	6119.00
Gauging machines: precision	6178.98	Clippers: animal: hand: not fetlock	6157.10
Hold downs: toolmakers	6178.90, 7750.12	Countersinks: woodworking	6178.10, 6178.91
Indicators: alignment	6178.90, 7750.12	Cutters: gasket, glass, tile: hand tools	6118.20, 7639.00
Indicators: dial: linear measurement	7740.20, 9190.98	Cutters and knives: machines	6119.00
Indicators: dial test: precision	6178.90, 9190.01	Cutters: weed: hand	6178.98
Inspection equipment: magnetic	7750.12	Hooks: bush	6118.20, 6119.00, 7639.00
Inspection machines: precision: metalworking	6178.90, 7099.98	Knives: brush cutters, cane, dado draw, farriers, jointers, mortising, planer, scoring, siding, sugar cane, tobacco machine, veneer, wood-working	6119.00
Irons: angle: magnetic, plain	6178.98	Machetes	6178.10
Knees: toolmakers	6178.98	Planes: carpenters, jack, jointer hand type	6119.00, 6156.98
Levels: machinists'	7099.98	Pruners, tree	6178.98
Magnetizers	7750.12	Pullers: weed: hand	6178.10
Measuring instruments: light wave machinists' precision, surface	6178.95, 7750.12	Routers: woodworking: hand	6155.17, 6155.20, 6156.98
Measuring machines: gear, metalworking	9149.50	Saws: back, buck, butchers, circular woodcutting, cabinet, cord wood, compass, coping, crosscut, deboring drag (not logging, sawmill), hand (not metalworking), ice, keyhole, manually operated wood (not logging, sawmill), miter box, nest, pulpwood, pruning, rip, special purpose wood	6178.10
Micrometers: internal, external, super	6178.98	Scrapers: floor, ship, wood	6119.00
Microscopes: Binnell, toolmakers	7740.20	Scythes	6119.00
Parallels: box, ground, precision: machinists'	7750.12	Shears: hand: animal: grass, hedge, tree	6119.00
Points: penetrators: hardness testing	7750.12	Sickles	7639.00, 6178.98
Profilometers: surface measuring	7750.12	Swages: saw, woodworking	6178.98
Projectors: contour measuring	6178.95, 9190.96	Tools: hand, including hammers other than ball peen, not metalworking or general purpose tools:	
Protractors: aircraft propeller	6178.95, 9190.96	Anvils	6162.00, 7899.98
Protractors, machinists' precision measuring	7037.00, 9190.98	Augers: hand: closet, earth, posthole, sewer cleaning	6178.98
Records: stress, strain	6178.98	Awls	6178.95, 6178.98
Rods: end measuring: machinists'	6197.00	Bars, claw, crew, digging, ripping, tamping, wrecking	6178.98
Scales: steel: machinists'	7740.20	Blowers: hand	9160.29
Scleroscopes	6178.95	Bobs: plumb	6178.98
Sets: square: combination, machinists'	7038.20	Box: miter	6177.30
Stands: aircraft propeller balancing	7038.20, 7740.20, 9190.98	Braces: bit	6178.10
Testers: center: hardness: seams: leak detectors: tensile: impact, physical, small (for welding)		Burrs: rotary: not metal cutting	6173.00, 6178.98
Testing equipment: aircraft propeller governor	7038.20, 9190.98	Clamps: bar "C", handscrew: hand tools	6178.98
Testing equipment: photoelectric: aircraft crankshaft strain	7038.20, 9190.98	Compasses: carpenters	7859.00
Testing machines: gear, gear checking, physical property, metal fatigue, torsion, metalworking	7038.20, 7740.20, 9190.98	Cradles: grain cutting	7859.00
		Cultivators: hand: not wheel type	6185.00
		Currycombs	

GROUP III—continued

Tools: hand, including hammers other than ball peen, not metalworking or general purpose tools—Continued.

Commodity	Schedule B No.
Dividers: plasters	6178.98
Drivers: carpenters	6178.95
Drills: breast, hand operating, woodworking	6177.20
Drills: star	6178.10
Drivers, glazier's point	6178.98
Drivers: post; hand	6178.98
Edgers: groovers: cementers	6178.98
Edgers: lawn, turf; not wheel type	6178.98
Extensions: bit brace	6177.20
Forges: hand, portable	6178.98
Forks: hand: ballast, coal, coke, farm fish, garden, hay, industrial, manure, rail, spading, stone, tamping, vegetable	6159.00, 6161.00, 6178.98
Frames: hand wood saw	6156.93
Gauges: bit, carpenters	6178.98
Grabs: log	6178.98
Grinders: hand, spike, tool sharpening	6178.96
Guides: kit: handtools	6178.98
Guides: paint brush	6178.98
Guns, caulking, glazing, plaster, stucco	6178.98
Hammers: hand: not jack, tamping	6160.00
Handles: tool: wooden	4285.00, 4286.00, 4288.00, 4299.00
Hawks: plasters	4299.00, 6209.98
Hods: brick, mortar	6161.00
Hoes: hand: ash pit, farm, grubbing, mortar	6178.95
Holders: sheet metal	6178.98
Hookeroms	6178.98
Hooks: bush, cant, clam, husking, manure, nurserymen's, phosphate, potato, stone	6178.98
Irons, climbing	6209.98
Irons, soldering	6178.98, 7074.90
Jaws: bit brace	6177.20
Jointers: brick masons: saw	6178.98
Ladders: wooden	4299.00
Levels: carpenters	6178.98
Lifters: can: handle type: sod	6178.98
Mallets: wool and steel	4299.00, 6160.00
Mattocks	6178.98
Mauls	4299.00, 6160.00
Molds: bullet: home use	6178.98
Nail sets	6178.98
Paddles: plasters	4299.00
Peavies	6178.98
Picks: heavy forged	6178.98
Pincers	6173.00
Pins: drift	6178.95
Poles: pike	6178.98
Positioners: welding: hand tools	6178.98
Pots: fire	6209.98
Pullers: pole, post	7899.98
Pullers: radio tube	6178.98
Pumps: hand operated: not farm, fire, industrial, measuring and dispensing	7365.00, 7369.00
Rakes: hand: asphalt, farm, garden, industrial, lawn, stone	4299.00, 6161.00
Reachers: can	6178.98
Removers: wall paper: steam	7750.98
Rods: flexible sewer cleaning	6162.00
Rollers: linoleum, paperhanging, including braced wood	4299.00, 6479.98
Rules: not drafting, machinists precision, office, school, sounding (ship)	4299.00, 6178.10, 6178.98
Scoops: hand: shovel type	6162.00

GROUP III—continued

Tools: hand, including hammers other than ball peen, not metalworking or general purpose tools—Continued.

Commodity	Schedule B No.
Scrapers: barn, sidewalk, snow	6188.00
Shovels: hand including snow: not short-handled bucket type	6162.00, 6188.00
Sieves and sifters: hand: not household, kitchen and restaurant	6091.98, 6691.98
Sledges	6160.00
Snakes: closet, drain, sewer cleaning: hand	6182.00
Snaths: scythe	4285.00
Soapstone: block: hand sharpener	5409.98, 5419.00
Spades: hand tools	6162.00
Squares: carpenters	6178.98
Squeezes: floor, window	6178.98
Stands: soldering iron	6178.98
Stretchers: carpetlayer's: fence	6209.98
Tape: steel measuring	6178.98
Tips: soldering	6178.98
Tongs: blacksmiths, clinker ice, rail, tie, heavy forged	6178.98
Tools: caulking	6178.98
Tools: hand: anvil, blacksmiths, mine blasting, railway track	6178.95, 6178.98
Tools: hand: cabinetmakers, carpenters, cement, concrete finishing, fiberboard, glaziers, leatherworking, masons, plasterers, pottery making, shell reloading	4299.00, 6161.00, 6177.20, 6178.10, 6178.95, 6178.98, 6209.98, 9160.29
Tools: hand: farm, garden, planting: not wheel-type	4299.00, 6161.00, 6162.00, 6178.98
Tools: hand: farriers, fence, furnace, hog ring, hot line maintenance, linemans, logging, lumbering, mining, pole line construction, road building, roofing, sewer cleaning, stonecutters, turpentine	7839.00
Tools: paperhangers: not knives, scrapers, shears	6178.98, 6209.98, 6178.98, 6479.98
Torches: alcohol, blow, gas, gasoline, kerosene, thawing, not cutting and welding	6209.98, 6479.98
Trowels: bricklayers, cement, garden, margin, masons, plasterers, pointing	6178.98
Vises: household and woodworkers	6163.00
Wedges: hand: steel	6178.98
Weeders: hand	6178.98
Wheelbarrows	7991.00
Wool: aluminum, bronze steel	5413.00, 5419.00
Abrasive products: made from manufactured or natural abrasives—	
Abrasives: aluminum oxide: crude: regular, special, white	5411.98
Abrasives: coated, compound finishing, reclaimed	5418.00, 5419.00
Abrasives: silicon carbide	5411.98
Aluminum oxide: fused	5411.98
Belts: abrasive	5419.00
Blades: diamond: abrasive	6155.15, 6158.05, 6178.91
Brick abrasives	5419.00
Cake: polishing: emery	5409.98
Carriers: aluminum oxide: catalytic: abrasive grain	5411.98
Chucks: segmental: abrasive	7443.71
Cloth: abrasive	5418.00
Discs: abrasive: cloth, nut inserted, paper, sanding, steel backed mounted (vitrified, resinoid)	5418.00
Discs: points: dental: diamond	9150.00, 9155.90
Dressers: emery wheel, grinding wheel: abrasive	5405.00
Finishing compound: abrasive	5419.00
Fire sand	5411.98
Flours: abrasive	5411.98
Grinders: knife	5405.00, 5406.00, 5412.00
Grinding compounds: valves	5419.00

GROUP III—continued

Commodity		Schedule B No.
Abrasive products: made from manufactured or natural abrasives—Con.		
Grindstones	-----	5405.00, 5406.00, 5412.00
Hones: not automotive cylinder, piston pin	-----	5409.98, 5419.00
Hones: diamond	-----	6178.91
Lapping compounds: finishing (include diamond)	-----	5419.00
Millstones, manufactured	-----	5406.00, 5412.00
Pads: abrasive: sander	-----	5418.00
Paper: abrasive sand	-----	5418.00
Points: abrasive: dental including diamond	-----	9150.00
Porous media: abrasive	-----	5409.98, 5411.98
Powders: abrasive optical	-----	5409.98
Saws: diamond	-----	6155.15, 6156.05
Segments: abrasive	-----	5409.98, 5419.00
Sharpeners: knife: abrasive	-----	5405.00, 5406.00, 5409.98, 5419.00
Sticks: abrasive, dressing, honing, lapping	-----	5409.98, 5419.00
Stones: jointer, manufactured mill, oil, pulp, reamer, scythe, sharpening, superfinishing	-----	5406.00, 5409.98, 5419.00
Tools: diamonds: boring, cutting (pointed) dressing, drilling, hardness testing	-----	5409.05, 6178.91, 7311.00, 7339.00, 7455.03, 7750.98
Wheels: abrasive: arbor center mounted (vitrified: silicate: high speed), bonded (resinoid, rubber, shellac), centerless control, coping, cylinder, metal bonded (diamond), mounted (dental industrial) resinoid cut off, resinoid (diamond: metal center), resinoid (high speed), steel center, superfinishing, valve seat (not automotive, vitrified)	-----	5405.00, 5406.00, 5409.05, 5412.00
Wheels: buffing, polishing: metalworking	-----	5409.98, 5419.00
Whetstones	-----	

In determining whether any of the above listed commodities are included within the special provisions of this section, the description of the commodity and not the Schedule B number shall govern.

(b) The provisions of § 804.1 (g) of this subchapter shall not apply to applications for blanket license for the commodities listed in Group I and Group II of paragraph (a) of this section.

(c) Applications for blanket licenses for the commodities listed in Group I and Group III of paragraph (a) of this section shall bear the following legend in lieu of the legend prescribed in § 809.2:

Application is hereby made to permit the applicant named above to export from the United States to the purchasers and consignees designated on the attached list the articles and materials described, in the quantity given: *Provided*, That the aggregate quantity of all such exports to the purchasers and consignees named therein does not exceed the total quantity for which the license is granted.

Applications for blanket licenses for the commodities listed in Group II of paragraph (a) of this section shall bear the following legend in lieu of the legend prescribed in § 809.2:

Application is hereby made to permit the applicant named above to export from the United States to the purchasers and consignees designated on the attached list the articles and materials described, in the dollar value given: *Provided*, That the aggregate value of all such exports to the purchasers and consignees named therein does not exceed the total value for which the license is granted.

(d) A person exporting any commodities listed in Group I of paragraph (a) of this section pursuant to any blanket license shall endorse each Shipper's Export Declaration filed with the United States Collector of Customs at the port of exit or with the United States Postmaster at the place of mailing at the time of each exportation under such license with the following certification:

The undersigned represents to the Foreign Economic Administration that the commodities described herein are being exported under the provisions of BLT (Blanket) License No. — approved by FEA — (date of validation), and this shipment is made in conformity with the terms of this license with respect to kind of material, quantity, value, foreign consignees and purchasers and all other conditions thereof.

A person exporting any commodities listed in Group II of paragraph (a) of this section pursuant to any blanket license shall endorse each Shipper's Export Declaration filed with the United States Collector of Customs at the port of exit or with the United States Postmaster at the place of mailing at the time of each exportation under such license with the following certification:

The undersigned represents to the Foreign Economic Administration that the commodities described herein are being exported under the provisions of BLT (Blanket) License No. — approved by FEA — (date of validation) and this shipment is made in conformity with the terms of this license with respect to kind of material, value, foreign consignees and purchasers and all other commodities thereof.

A person exporting any commodity listed in Group III of paragraph (a) of this section pursuant to any blanket license shall endorse each Shipper's Export Declaration filed with the United States Collector of Customs at the port of exit or with the United States Postmaster at the place of mailing at the time of each exportation under such license with the following certification:

The undersigned represents to the Foreign Economic Administration that the commodities prescribed herein are being exported under the provisions of BLT (Blanket) License No. — approved by FEA — (date of validation).

(e) When clearance of a shipment has been made in accordance with provisions of paragraph (a) of this section, the holder of the blanket license authorizing such shipment shall endorse on the back

of the license in the space reserved for entries by Collectors of Customs and Postmasters the following information:

1. Quantity
2. Description
3. Value
4. Consignee (this shall be placed in the space labeled "name of vessel if export is made by water")
5. Port of exit or post office of mailing
6. Date (this date shall be the date of filing of the Shipper's Export Declaration).
7. Initials of the endorsing official

Such license shall be held available for inspection at any time by the Foreign Economic Administration. Upon completion of shipment against such blanket license, or upon the expiration of the validity of the license, such license with the endorsements thereon as provided in this paragraph and with attachments, if any, shall be returned to the Foreign Economic Administration.

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: June 23, 1945.

WALTER FREEDMAN,
Acting Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 45-11109; Filed, July 9, 1945;
11:13 a. m.]

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1029—FARM MACHINERY

[Limitation Order L-257-c as Amended July 7, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of critical materials entering into the manufacture of farm machinery and equipment and repair parts therefor, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

Introduction and Definitions

§ 1029.20 Limitation Order L-257-c—
(a) *What this order does.* This order describes the rules governing the manufacture of farm machinery and equipment for domestic use and export for the year starting July 1, 1945. Previous controls by quota weight are removed and, instead, large producers must get approved production schedules for all items which are listed on Appendix I to this order. The volume of production by small producers is not controlled by

this order. This order supersedes Orders L-257 and L-257-a on July 1, 1945.

(b) *Definitions.* As used in this order: (1) "Producer" means any person engaged in the manufacture (in the United States) of farm machinery and equipment or repair parts for farm machinery and equipment. However, the term does not include any person engaged in the manufacture (for sale to a producer in the United States) of materials, parts, assemblies or subassemblies to be physically incorporated into farm machinery and equipment or repair parts manufactured by that producer, or to be resold by that producer as repair parts.

(2) "Large producer" means any producer whose total net sales (including exports were sales by affiliates) of all products were \$500,000 or more in the calendar year 1941; and includes any other producer who is directed in writing by the War Production Board to file a production schedule on Form WPB-4249.

(3) "Farm machinery and equipment" means agricultural machinery, mechanical equipment and implements of the types ordinarily manufactured for farm use and listed on Appendix I to this order. The term includes attachments and also industrial models of wheel-type tractors. It does not include track-laying type tractors, mechanically refrigerated milk coolers, fencing, poultry netting and wire, wire fencing, bale ties or straps, oil well casing and water pipe, grain bins and corn cribs, hog or poultry houses and similar buildings, water storage tanks, nails (all kinds), and sundry hardware (including hand tools, chain, barn door track, pulleys and scales).

(4) "Farm use" means use for the production or care of crops, livestock, live-stock products, bees or poultry on a farm (or elsewhere in the case of poultry).

(5) "Attachment" for farm machinery and equipment means a supplementary appliance which may be added to an otherwise complete machine to extend the utility of it.

(6) "Repair parts" means all types of replacement parts considered separately or as assemblies which are manufactured for use in the repair and maintenance of farm machinery and equipment, and includes plow shares and shapes, and water pump cylinders.

General Provisions Relating to Production

(c) *Large producers are bound by approved schedules.* A large producer may not make any item of farm machinery and equipment for domestic use or export during the period July 1, 1945, through June 30, 1946, except in accordance with his schedule as approved on Form WPB-4249.

(d) *How to get an approved schedule.* To get an approved schedule, a large producer should file Form WPB-4249 before June 1, 1945, in accordance with the instructions on the form. A separate schedule must be filed for each item listed on Appendix I which he wants to make during the twelve-month period starting July 1, 1945, listing the quantities in units (or other specified unit of

measure) he plans to have available for shipment by quarters to the various classes of customers indicated on the form.

(e) *Approval of schedules.* Proposed schedules filed as explained above in paragraph (d), will be approved or modified by the War Production Board, or notice given that the schedule is not approved, before June 30, 1945. Approval or modification will be indicated on an approved copy of the Form WPB-4249 returned to the producer. Until a producer gets his approved schedule under this paragraph, he may plan his production, order materials and start initial fabrication in accordance with his schedule filed on Form WPB-4249.

(f) *Changes in approved schedules.* (1) If a large producer wants to make more of any item than is shown on his approved schedule, or wants to change his over-all distribution pattern for the item, or for any other reason wants to revise his approved schedule, he should file a revised schedule on Form WPB-4249 in accordance with the instructions on the form. Approval, modification or disapproval of this schedule will be indicated as explained above in paragraph (e), usually within 15 days of the date of filing. If the proposed revision is not approved, the schedule previously approved will remain in effect.

(2) The War Production Board may require such changes in the overall distribution pattern of any item (by revisions in approved schedules or by specific direction) as may be necessary in view of the requirements of the various Claimant Agencies.

(g) *Repair parts.* This order places no restriction on the manufacture of repair parts. However, a large producer must file a schedule on Form WPB-4249 for all repair parts in terms of total dollar value for information purposes. This schedule does not need approval.

(h) *Most ratings have no effect on deliveries; scheduling production.* Producers, dealers and other distributors must disregard preference ratings in delivering items of farm machinery and equipment and repair parts, except to fill rated orders placed directly by the Army, Navy, Maritime Commission, War Shipping Administration or Veterans' Administration, or by farmers pursuant to Direction 2 to this order. (Note: Dealers are subject to War Food Order No. 135 in delivering these items to veterans who have "preference certificates"). Producers may schedule their production of these items as if the orders for them bore a rating of AA-2.

Special Restrictions and Exceptions

(i) *Restrictions on rubber-tired equipment.* No producer may manufacture any item of farm machinery and equipment requiring rubber tires except the following items:

Wheel-type tractors including garden type.
Combines.
Pick-up hay balers and field hay harvesters.
Corn pickers.
Power sprayers over 10 gal. per min.
Manure spreaders.

Beet, cotton or vegetable thinners.
Dusters.
Rice binders.
Field ensilage harvesters—row type.
Potato diggers.
Beet harvesters.
Beet loaders.
Cane harvesters.
Cane loaders.
Cotton pickers.
Hop pickers.
Mowers.
Threshers.

Cylinder corn shellers.
Corn huskers and shredders.
Stationary hay balers.
Wagon and truck gears.
Cane wagons and carts.
Windrowers or swathers.
Portable milking machines requiring tires which are not allocated under Order R-1 and which are less than 2 1/4" cross section. Any item requiring tires to be mounted on wheel rims of the following sizes (diameter): 15", 16", 18", 20" and 21".

However, no producer may acquire automotive-type tires for the purpose of mounting on any of these items (except the first five listed above), nor may he use automotive-type tires for this purpose, unless they were in his inventory or in transit to him on or before May 17, 1945.

(j) *Exceptions and appeals.* (1) *Production under Priorities Regulation No. 25.* A large producer who wants to make more of any item of farm machinery and equipment than is shown on his approved schedule on Form WPB-4249 may apply for permission to do so as explained in Priorities Regulation No. 25. This is in addition to his right to apply for a revised schedule in accordance with paragraph (f) of this order.

(2) *Appeals.* Any appeal from this order should be made by filing a letter in triplicate with the field office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates, referring to the particular provision appealed from and stating fully the grounds of the appeal.

Miscellaneous Provisions

(k) *Reports.* Each large producer must file by the 10th day of each month a report on Form WPB-1768 of his production of items listed on Appendix I during the previous month in accordance with the instructions on the form.

(l) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(m) *Applicability of regulations.* This order and all transactions affected by it are subject to all applicable regulations of the War Production Board, unless this order states otherwise.

(n) *Communications.* All communications concerning this order shall, unless

otherwise directed, be addressed to: War Production Board, Farm Machinery and Equipment Division, Washington 25, D. C., Ref: L-257-c.

NOTE: The reporting requirements in this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX I

Large producers must get an approved schedule on Form WPB-4249 in order to make the following items after July 1, 1945, and must report their production monthly on Form WPB-1768:

GROUP 1: PLANTING, SEEDING AND FERTILIZING MACHINERY

Division 1: Planters (horse and tractor drawn):

Item No.

- 1 One row, one horse, corn
- 2 One row, one horse, corn and cotton, peanut and other
- 3 One row, two horse, corn and cotton
- 4 Two row, corn
- 5 Two row, corn and cotton
- 6 Three row and over, corn
- 7 Three row and over, corn and cotton

Division 2: Planters (tractor mounted):

- 8 One row, corn
- 9 One row, corn and cotton
- 10 Two row, corn
- 11 Two row, corn and cotton
- 12 Three row and over, corn
- 13 Three row and over, corn and cotton

Division 3: Potato Planters (horse and tractor drawn):

- 14 One row
- 14a Two row and larger

Division 4: Transplanters:

- 15 Horse or tractor drawn, tractor mounted or self-propelled
- 16 Hand, wheel type

Division 5: Listers with Planting Attachments (horse or tractor drawn):

- 17 One row—combined with item 64
- 18 Two row—combined with item 65
- 19 Three row and over—combined with item 66

Division 6: Listers with Planting Attachments (tractor mounted):

- 20 One row—combined with item 67
- 21 Two row—combined with item 68
- 22 Three row and over—combined with item 69

Division 7: Beet and Bean Drills or Planters:

- 23 Horse or tractor drawn or tractor mounted
- 24 One horse, plain or fertilizer, three to seven disc or run
- 25 Fertilizer drills, horse or tractor drawn

Division 8: Grain Drills:

- 26 Plain drills, horse or tractor drawn
- 27 Wheeled, horse or tractor drawn
- 28 Endgate
- 29 Hand (wheelbarrow and other)

Division 9: Broadcast Seeders:

- 30 Hand, wheel type
- 31 Horse or tractor drawn, one row or multiple row (one row is a unit)

Division 10: Garden Planters:

- 32 Horse or tractor drawn or tractor mounted
- 32d Hand propelled

Division 11: Fertilizer Distributors:

- 33 Wheeled hopper type sewer, horse or tractor drawn
- 34 End-gate type
- 34a Traller type
- 35 Truck body type

GROUP 1: PLANTING, SEEDING AND FERTILIZING MACHINERY—continued

Item No.

Division 13: Manure Spreaders and Loaders:

- 36 Four wheel, horse or tractor drawn
- 37 Two wheel, tractor drawn
- 37a Manure loaders

Division 14: Other Planting, Seeding and Fertilizing Machines:

- 38 Limestone pulverizers (farm size, under 14")
- 39 Uni-carrier, chassis or rear tool bar (short and long) for mounting tools, pull type
- 39a Tool frame, attached or rear tool bar (short and long) for mounting tools on tractor
- 40 Potato cutter
- 40a Misc. planting, seeding and fertilizing equipment
- 40b —

Division 15: Attachments:

- 41 Attachments consolidated into a single item 313

GROUP 2: FARM PLOWS AND LISTERS

Division 1: Moldboard Plows (horse drawn):

- 42 Walking, one horse, steel bottom
- 43 Walking, one horse, chilled bottom—combined with item 42
- 44 Walking, two horse and larger—combined with item 42
- 45 Sulky
- 46 Gang, two bottom and larger

Division 2: Moldboard Plows (tractor drawn or mounted):

- 47 One bottom, tractor drawn
- 47a One bottom, two-way (one furrow) tractor drawn
- 48 Two bottom, tractor drawn
- 48a Two bottom, two-way (two furrow) tractor drawn
- 49 Three bottom, tractor drawn
- 50 Four bottom, tractor drawn
- 51 Five bottom and larger, tractor drawn
- 52 One bottom, tractor mounted
- 52a One bottom, two-way (one furrow) tractor mounted
- 53 Two bottom, tractor mounted

Division 3: Disc Plows (horse drawn):

- 54 Single disc and larger

Division 4: Disc Plows (tractor drawn):

- 55 One disc
- 56 Two disc
- 57 Three disc
- 58 One disc—direct connected (1 wheel type)—combined with item 55
- 59 Two disc—direct connected (1 wheel type)—combined with item 56
- 59a Three disc—direct connected (1 wheel type) combined with item 57
- 59b Three disc, tool bar type—combined with item 57
- 60 Four disc, tractor drawn
- 61 Five disc, tractor drawn
- 62 Six disc and larger, tractor drawn

Division 5: One-Way Disc Plows or Tillers:

- 63 Under five feet
- 63a Five foot and over

Division 6: Listers and Middlebusters (horse or tractor drawn) (with or without planting attachments):

- 64 One row, horse or tractor drawn
- 65 Two row, horse or tractor drawn
- 66 Three row and larger, horse or tractor drawn

Division 7: Listers and Middlebusters (tractor mounted) (with or without planting attachments):

- 67 One row, tractor mounted
- 68 Two row, tractor mounted
- 69 Three row and larger, tractor mounted
- 69a Three row ridgers

Division 8: Sub-Soil Plows:

- 70 Horse drawn
- 71 Tractor drawn
- 72 Tractor mounted

Division 9: Plow Stocks:

- 73 Single or double stocks

GROUP 2: FARM PLOWS AND LISTERS—continued

Item No.

Division 10: Other Plows and Listers:

- 74 Basin tiller
- 75 Cane row plows
- 76 Misc. plows and listers

Division 11: Attachments:

- 77 Attachments consolidated into a single item 313

GROUP 3: HARROWS, ROLLERS, PULVERIZERS AND STALK CUTTERS

Division 1: Farm Type Harrows:

- 78 Spike tooth harrow sections, horse or tractor drawn
- 79 Spring tooth harrow sections, horse or tractor drawn
- 80 Disc harrows, horse drawn
- 80e Disc harrows, tractor drawn or tractor mounted
- 80h Disc harrow, offset—tractor drawn
- 81 Disc harrows, tractor mounted and tool bar type, combined with 80e
- 81a Cane disc harrows, tractor mounted and tool bar type

Division 2: Smooth Land Rollers:

- 82 Smooth land rollers, not including lawn rollers

Division 3: Soil Pulverizers and Packers:

- 83 Soil pulverizers and packers

Division 4: Stalk Cutters:

- 84 Stalk cutters, horse or tractor drawn
- 84b Weed cutters (rotary blade type; not hand type)
- 84c Cane stubble shavers.

Division 5: Ridge Busters:

- 85 Ridge busters, horse or tractor drawn
- 86 Ridge busters, tractor mounted

Division 6: Other Harrows and Rollers:

- 87 Combination harrow and rollers
- 87a Seed-bed row rollers
- 88 Field markers
- 89 Misc. harrows and rollers

Division 7: Attachments:

- 90 Attachments consolidated into a single item 313

GROUP 4: CULTIVATORS AND WEEDERS

Division 1: Cultivators (horse and tractor drawn):

Item No.

- 91 One horse (all types, including hillers, disc hoes, shovel plows, little joes, and similar type harrows and rotary harrows)
- 92 One row, walking, two horse *
- 93 One row, riding, two horse
- 93b Two row, riding, horse drawn
- 94 One and two row, riding, horse drawn, listed corn type
- 94b Two row and over, tractor drawn, listed corn type
- 95 Beet and bean cultivators
- 95b Two row wing and disc hoes and hillers, potato, horse or tractor drawn or tractor mounted
- 96 Field cultivators, including chisels and orchard cultivators
- 97 Hand cultivators, wheel type, including hand plows

Division 2: Cultivators (tractor mounted):

- 98 One row
- 99 Two row, shovel or disc type
- 99a Two row, listed corn type
- 100 Three row and over, all types
- 101 Narrow row, four and six row (beet, bean and vegetable cultivators)—combined with item 100
- 101a Combination cultivators and planters, two row, corn and cotton
- 101b Cane cultivators
- 101d Field cultivator, mounted and tool bar type, including chisel and orchard cultivators

Division 3: Rotary Hoes:

- 102 Rotary hoes, horse or tractor drawn

GROUP 4: CULTIVATORS AND WEEDERS—CON.

- Item No.
 Division 4: Weeders, drawn or mounted:
 103 Rod weeders
 104 Tooth weeders, one horse, walking
 104a Tooth weeders, two horse, riding
 104b Tooth weeders, tractor drawn or tractor mounted
 Division 5: Other cultivators and weeders:
 105 Beet, cotton, or vegetable thinners
 105b Cyclone weeder
 106 Misc. cultivators and weeders
 Division 6: Attachments:
 107 Attachments consolidated into a single Item 313

GROUP 5: FARM SPRAYERS, DUSTERS, AND ORCHARD HEATERS

- Division 1: Power Sprayers:
 108 Market garden type, under six G. P. M.
 108a Orchard type, auxiliary engine
 108b Orchard type, power take-off
 108g Field or row crop type, auxiliary engine
 108h Field or row crop type, power take-off
 108m Field or row crop type, tractor mounted
 108n Propeller blast type
 109 Traction sprayers
 Division 2: Hand Sprayers with Tank, Barrel, Knapsack, Etc. with Complete Equipment (Cap. 1 Qt. or over but less than 6 Gal.):
 110 All types other than atomizing
 111 Knapsack, self contained, combined with item 110
 112 Trombone pump type, combined with item 110
 113 Bucket pump type, single cylinder, combined with item 110
 114 Bucket pump type, double cylinder, combined with item 110
 115 Atomizing, single action (1 qt. and larger capacity)
 116 Atomizing, continuous (1 qt. and larger capacity) combined with item 115
 Division 3: Hand Pump Sprayers (capacity six gal. or more):
 117 Barrel pump sprayer
 118 Wheelbarrow sprayer
 Division 4: Spray Pumps, Power:
 119 Spray pumps, power
 Division 5: Weed and Pear Burners:
 120 Weed and pear burners
 Division 6: Dusters:
 121 Power duster, auxiliary engines
 121a Power duster, power take-off
 122 Traction dusters
 123 Hand dusters, all types
 Division 7: Orchard Heaters:
 124 Orchard heaters and smudge pots
 124a Wind frost protection machines
 Division 8: Attachments:
 125 Attachments consolidated into a single Item 313

GROUP 6: HARVESTING MACHINERY

- Division 1: Combines (harvester-threshers):
 126 Width of cut, 6 ft. and under, auxiliary engines
 126a Width of cut, 6 ft. and under, power take-off
 127 Width of cut, over 6 ft., including 10 ft.
 128 Width of cut, over 10 ft., including 15 ft.
 128a Windrowers or swathers
 128b Combines, width of cut, over 15 ft.
 Division 2: Grain and Rice Binders:
 129 Grain binders (ground drive)
 130 Grain binders (power take-off)
 131 Rice binders
 Division 3: Corn Binders:
 132 Corn binders, ground drive
 132a Corn binders, power take-off
 132b Corn harvester, sled and wheel type

GROUP 6: HARVESTING MACHINERY—CON.

- Item No.
 Division 4: Corn Pickers:
 133 One row, mounted type
 134 Two row, mounted type
 135 One row, pull type
 136 Two row, pull type
 Division 5: Field Ensilage Harvesters—Row Type:
 137 Field ensilage harvesters (row type)
 Division 6: Potato Diggers and Pickers:
 138 Walking plow type
 139 One row, ground drive
 139a One row, power take-off
 139b Two row, power take-off
 139c Potato pickers
 Division 7: Bean Cutters or Pullers:
 140 Horse or tractor drawn
 Division 8: Sugar Beet and Cane Harvesting Equipment:
 141 Beet lifters, horse or tractor drawn or tractor mounted
 141b Beet harvesters
 141c Beet loaders
 141d Cane harvesters
 141e Cane loaders
 Division 9: Other Harvesting Equipment:
 142 Cotton harvesters, stripper type
 142a Cotton pickers
 143 Vegetable pullers and pickers
 143a Green pea harvesters
 143b Spinach harvesters
 144 One row soybean harvesters
 144a Grass seed harvesters or strippers
 144b Flax pullers
 144c Hop pickers
 144d Peanut diggers
 144e Misc. harvesting equipment
 Division 10: Attachments:
 145 Attachments consolidated into a single Item 313

GROUP 7: FARM HAYING MACHINERY

- Division 1: Mowers:
 146 Horse or tractor drawn (ground drive)
 147 Tractor mounted or semi-mounted (power take-off drive)
 NOTE: Production of Items 146 and 147 for non-farm use is governed by this Order L-257-c only if the particular item is a sickle bar mower having bars more than 4 ft. in length. All other mowers for non-farm use are governed by Order L-67.
 Division 2: Rakes:
 148 Sulky (dump)
 149 Side delivery (including comb, side rakes and tedders)
 150 Sweep
 Division 3: Hay Loaders:
 151 Hay loaders
 Division 4: Stackers
 152 Stationary
 152a Combination stacker-loaders
 Division 5: Pick-Up Hay Balers and Bale Loaders:
 153 Pick-up hay balers—power take-off
 153a Pick-up hay balers—auxiliary engine
 153b Field bale loader
 Division 6: Other Haying Machinery:
 154 Field hay choppers and harvesters
 155 Misc. haying machinery
 Division 7: Attachments:
 157 Attachments consolidated into a single Item 313

GROUP 8: MACHINES FOR PREPARING CROPS FOR MARKET OR USE

- Division 1: Stationary Threshers—Grain, Rice and Alfalfa:
 158 Threshers, width of cylinder under 28 ins.
 159 Threshers, width of cylinder 28 ins. and over
 Division 2: Stationary Pea and Bean Threshers:
 160 Stationary pea and bean threshers

GROUP 8: MACHINES FOR PREPARING CROPS FOR MARKET OR USE—CON.

- Item No.
 Division 3: Peanut Pickers:
 161 Peanut pickers
 Division 4: Ensilage Cutters—Silo Fillers:
 162 Ensilage cutters (silo fillers)
 Division 5: Feed Cutters—Hand and Power:
 163 Feed cutters, hand and power
 Division 6: Corn Shellers:
 164 Corn shellers (hand)
 165 Spring (2, 4, 6 and 8 hole)
 166 Cylinder (150 bu. and under)
 167 Cylinder (Over 150 bushels)
 Division 7: Corn Huskers and Shredders:
 168 Combination corn huskers—shredders
 169 Corn huskers
 170 Corn shredders
 Division 8: Stationary Hay and Straw Balers:
 171 Horse
 172 Auxiliary engine
 172a Belt-driven or power take-off
 172c Broom corn balers
 172d Peanut hay balers
 Division 9: Feed Grinders and Crushers (farm):
 173 Hand
 174 Power, burr type
 175 Hammer type
 175a Roughage mills, combination type with cutter head and grinders
 175b Feed mixers (not concrete mixers)
 Division 10: Grain Cleaners and Graders:
 176 Cleaners and graders—farm type (small grain and seed)
 Division 11: Sorters and Graders:
 177 Potato sorters and graders
 177a Fruit and vegetable graders, washers, sackers and conveyors
 177b Vegetable toppers
 177c Nut hullers, graders, sackers, conveyors
 Division 12: Maple Syrup Evaporators:
 178 Complete sets of pans, not including furnaces
 179 Furnaces
 Division 13: Cane Syrup Evaporators:
 180 Complete sets of pans, not including furnaces
 181 Furnaces
 Division 14: Cane Mills—Farm Size:
 182 Cane mills (farm size)
 Division 15: Cider Mills and Fruit Presses:
 183 Cider mills and fruit presses
 Division 16: Other Machines for Preparing Crops for Market or Use:
 184 Tobacco curers
 185 Broom corn de-seeders
 186 Miscellaneous
 Division 17: Attachments:
 187 Attachments consolidated into a single Item 313

GROUP 9: FARM ELEVATORS AND BLOWERS

- Division 1: Elevators—Portable:
 188 Elevators, portable
 Division 2: Elevators—Stationary:
 189 Elevators, stationary
 Division 3: Blowers—Grain and Forage:
 190 Blowers (grain)
 190a Blowers (forage)
 Division 4: Attachments:
 191 Attachments consolidated into a single Item 313

GROUP 10: TRACTORS

- Division 1: Farm Tractors, Wheel Type by Rated Belt H. P.:
 192 Special purpose, under 30 h. p.
 193 Special purpose, 30 and over
 194 All purpose, under 30 h. p.
 195 All purpose, 30 and over
 Division 2: Garden Tractors:
 196 Garden tractors (including motor tillers)
 Division 3: Attachments:
 197 Attachments consolidated into a single Item 313

GROUP 11: ENGINES

(Items 198, 199, 200, 201, 202 and 203 cancelled—scheduled by Automotive Division.)

Item No.

Division 5: Attachments:

- 204 Attachments consolidated into a single Item 313

GROUP 12: FARM WAGONS, GEARS AND TRUCKS (NOT MOTOR)

Division 1: Wagons and Trucks:

- 205 Wagon gears (less box)
206 Truck gears (less box)
206a One horse wagon (less box)

Division 2: Wagon Bodies:

- 207 Wagon and truck boxes, farm

Division 3: Farm Sleighs:

- 208 Sleighs and bob-sleds, farm

Division 4: Trailers—Farm:

- 209 Trailers, farm

Division 5: Other Transporting Equipment (not motor trucks):

- 210 Tobacco trucks
210a Buggies and spring wagons, farm
211 Cane wagons and carts
211a Misc.

Division 6: Attachments:

- 212 Attachments consolidated into a single Item 313

GROUP 13: DOMESTIC WATER SYSTEMS (FARM TYPE)

Division 1: Deep and Shallow Well Systems:

- 213 Deep well, reciprocal
214 Deep or shallow well, jet type
215 Shallow well, 250-499 gals. per hour
216 Shallow well, 500 gals. per hour and over

Division 2: Power Pumps:

- 217 Horizontal type, up to and including 75 gal. P. M. 100 lbs. pressure

Division 3: Water Well Casing:

- 218 Water well casing (fabricated by other than pipe mills)

Division 4: Attachments:

- 219 Attachments consolidated into a single Item 313

GROUP 14: FARM PUMPS AND WINDMILLS

Division 1: Pumps, Water:

- 220 Pitcher pumps
221 Hand and windmill pumps

Division 2: Windmills:

- 222 Windmill heads
223 Windmill towers

Division 3: Pump Jacks:

- 224 Pump jacks

Division 4: Attachments:

- 226 Attachments consolidated into a single Item 313

GROUP 15: IRRIGATION EQUIPMENT

Division 1: Irrigation Pumps:

- 227 Turbine pumps (farm use only)
228 Combined with item 227
229 Centrifugal pumps (excluding self-priming type)
230 Hydraulic rams
231 Land levelers
231a Blade ditchers and terracers
231b One disc terracers
231c Corrugators
231d Scrapers

NOTE: Items 231 to 231d are exclusive of Power Ditchers, Draglines, and other self-powered machines

- 232 Portable pipe and extensions, sprinklers (excluding lawn sprinklers), valves and gates, expressed in terms of net shipping weight in lbs.

Division 3: Other Farm Irrigation Equipment:

- 233, 234 and 235 Misc. (List Each Item Separately.)

Division 4: Attachments:

- 236 Attachments consolidated into a single Item 313

GROUP 16: DAIRY FARM MACHINES AND EQUIPMENT

Item No.

Division 1: Milking Machines:

- 237 Milking machines (complete outfits)

Division 2: Farm Cream Separators:

- 238 Capacity 250 lbs. per hour or less
239 Capacity 251 lbs. to 800 lbs. per hour
240 Capacity 801 lbs. to 1500 lbs. per hour

Division 3: Farm Milk Coolers:

- 241 Immersion type (except mechanically refrigerated)
242 Surface or tubular type (except mechanically refrigerated)

Division 4: Farm Butter Making Equipment:

- 243 Butter churns
244 Butter molds

Division 5: Other Dairy Farm Equipment:

- 245 Milk pails
246 Milk strainers
247 Stirrers
248 Cream setter cans
248a Sterilizing tanks
248b Dairy washing tanks
248c Dairy water heaters (excluding boiler-type and pressure type heaters)
248d Can racks
248e Misc. dairy farm equipment (list additional items separately)

Division 6: Attachments:

- 249 Attachments consolidated into a single Item 313

GROUP 17: BARN AND BARNYARD EQUIPMENT

Division 1: Feed Carriers, Litter Carriers and Feed Trucks:

- 250 Feed Carrier systems
251 Litter carrier systems
252 Deleted
253 Feed trucks

Division 2: Hay Unloading Equipment:

- 254 Hay unloading systems
255 Deleted
256 Deleted

Division 3: Cattle Stalls, Pen Equipment and Stanchions:

- 258 Cattle stalls (complete)
259 Livestock pens
260 Deleted

Division 4: Livestock Drinking Cups and Watering Bowl:

- 261 Livestock drinking cup systems
262 Outside livestock watering bowls

Division 5: Barnyard Stock Tanks:

- 263 Barnyard stock tanks
264 Hog troughs
265 Livestock dipping tanks

Division 6: Feeders, Feed Cookers and Tank Heaters:

- 265a Livestock feeders
266 Feed cookers
267 Tank heaters

Division 7: Barn Door Track and Hangers (Removed from this Order).

Division 8: Other Barn and Barnyard Equipment:

- 270 Hog waterers
270a Hog ollers
271 Hog rings
271a Hog ringers
272a Cattle dehorning equipment
272f Anti-cow kickers
272h Hay hoists
272i Bull staffs
272j Bull rings
272k Misc. barn and barnyard equipment

Division 9: Attachments:

- 273 Attachments consolidated into a single Item 313

GROUP 18: FARM POULTRY EQUIPMENT

Division 1: Incubators:

- 274 Incubators, 1,000 egg capacity and smaller
275 Incubators, over 1,000 egg capacity

GROUP 19: FARM POULTRY EQUIPMENT—CON.

Item No.

Division 2: Floor Brooders:

- 276 Oil (over 100 chick capacity)
277 Coal (over 100 chick capacity)
278 Gas (over 100 chick capacity)
279 Wood (over 100 chick capacity)
280 Electric (over 100 chick capacity)
280a All types 100 chick capacity and smaller

Division 3: Battery Brooders (Heated):

- 281 Three deck and smaller (heated)
282 Four deck (heated)
283 Five deck (heated)

Division 4: Growing and Laying Batteries:

- 284 Growing
285 Laying

Division 5: Poultry Feeders:

- 286 Poultry feeders

Division 6: Poultry Waterers and Water Heaters:

- 287 Poultry waterers
287a Automatic float valves
287b Fountain heaters

Division 7: Laying Nests and Grit Boxes:

- 288 Laying nests
289 Egg baskets
289b Grit boxes

Division 8: Other Farm Poultry Equipment:

- 290 Leg bands
290a Wing bands
291 Egg graders
292 Egg candlers
292a Poultry punches
292b Roof saddles
292c Draft equalizers
292d Chimney caps
292g Killing cones
292h Fowl catchers
292i Miscellaneous farm poultry equipment
Division 9: Attachments:
293 Attachments consolidated into a single Item 313

GROUP 19: MISCELLANEOUS FARM EQUIPMENT

Division 1: Beekeepers' Supplies:

- 294 Beekeepers' supplies (except bee hives)
295 Bee hives

Division 2: Silos:

- 296 Silos

Division 3: Horse Shoes—Including Mule and Oxen Shoes:

- 297 Horse shoes (including mule and oxen shoes)

Division 4: Harness Hardware:

- 298 Harness hardware

Division 5: Power Sheep-Shearing Machines:

- 299 Power sheep-shearing machines
299a Power cattle and horse clippers

Division 6: Electric Fence Controllers:

- 300 Electric fence controllers
301 Electric fence accessories

Division 8: Farm Wood-Sawing Machines:

- 309 Farm wood-sawing machines, incl. self-powered cross-cut and drag
H. P. and less

Division 9: Farm Gates:

- 310 Farm gates

Division 10: Farm Electric Plants (Wind-Driven):

- 311 Farm electric plants (wind-driven) electric generating plants only—does not include batteries or towers

- 311a Towers for wind-driven electric generating plants (engine driven farm lighting plants and batteries transferred to Automotive Division)

Division 11: Attachments:

- 312 Attachments consolidated into a single Item 313

GROUP 20: ATTACHMENTS

- 313 Attachments for all items in Groups 1-19.

[F. R. Doc. 45-12384; Filed, July 7, 1945; 11:13 a. m.]

PART 1029—FARM MACHINERY

[Limitation Order L-257-c, Direction 2]

PRIORITY TO REPLACE OR REPAIR MACHINES
DAMAGED BY FLOODS, ETC.

The following direction is issued pursuant to Limitation Order L-257-c:

(a) *What this direction does.* This direction tells how farmers in areas affected by floods in 1944 and 1945 can get a priority to replace and repair their farm machinery and equipment which was destroyed or damaged by such floods, or windstorms, or fire caused by lightning. This is in accordance with Pub. Law 75, 79th Congress, 1st Session, approved June 5, 1945.

(b) *How to get the priority.* If a farmer needs farm machinery and equipment or repair parts under the circumstances described above and cannot get what he needs without a priority, he may apply for a preference rating on Form WPB-541. He must file this form with his County Agricultural Conservation Committee which has copies of the form and will tell him how to fill it out. The Committee will make its recommendation and then send it on to the nearest WPB field office for action.

(c) *Other priorities.* WPB priorities assistance is not available to farmers to obtain farm machinery or equipment or repair parts for any other purpose except that stated above.

Issued this 7th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12385; Filed, July 7, 1945;
11:13 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-738, Reinstatement and
Amdt.]

REPUBLIC INDUSTRIES, INC.

Republic Industries, Inc., located at 740 East 51st Street, Chicago, Illinois, engaged in the business of manufacturing and selling fluorescent lighting fixtures, was suspended March 20, 1945, by Suspension Order No. S-738. It appealed from the provisions of the suspension order and, pending determination of the appeal, the suspension order was stayed by the Chief Compliance Commissioner on March 20, 1945. The appeal has been considered by Deputy Chief Compliance Commissioner Bok who has dismissed the appeal and directed that the stay be terminated, the suspension order be reinstated and that the suspension order be amended by substituting in paragraph (b) the words "third quarter of 1945" for "second quarter of 1945."

In view of the foregoing, it is hereby ordered that § 1010.738 *Suspension Order* No. S-738 issued March 13, 1945, and effective March 20, 1945, be and hereby is reinstated as of July 9, 1945; the stay of execution directed by the Chief Compliance Commissioner on March 20, 1945 be and hereby is revoked as of July 8, 1945; and the suspension order be and hereby is amended by substituting in paragraph (b) the words "third quarter of 1945" for "second quarter of 1945."

Issued this 29th day of June 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12414; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-749, Reinstatement]

NORTH AMERICAN MANUFACTURING CO.

North American Manufacturing Company, a partnership composed of Samuel A. Ward, Ida Ward, Henry Bernstein and Frances Bernstein, with its principal place of business at 5042 South Cottage Grove Avenue, Chicago, Illinois was suspended on April 9, 1945 by Suspension Order No. S-749. It appealed from the provisions of the suspension order and pending final determination of the appeal the Chief Compliance Commissioner stayed the Suspension Order effective April 9, 1945. The case has been reviewed by Deputy Chief Compliance Commissioner Bok who has dismissed the appeal and directed that the stay be terminated and the suspension order reinstated.

In view of the foregoing, it is hereby ordered, that § 1010.749 *Suspension Order* No. S-749 issued April 2, 1945 and effective April 9, 1945 be reinstated effective July 9, 1945 to remain in force for three months from the effective date of this reinstatement, and the stay of execution directed by the Chief Compliance Commissioner on April 9, 1945 be revoked as of July 8, 1945.

Issued this 29th day of June 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12420; Filed, July 9, 1945;
11:33 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-821]

OHIO CHINA WHOLESALE CO.

The Ohio China Wholesale Company is a corporation located in Canton, Ohio engaged in business as a distributor at wholesale of equipment and supplies for restaurants, institutions, hotels and bars. During the period from March 1, 1944 to December 30, 1944, it accepted deliveries of 123 new exhaust fans without having orders for the same bearing a preference rating of AA-5 or better, and accepted orders for and delivered 61 new exhaust fans without receiving thereon preference ratings of AA-5 or better, in violation of Limitation Order L-123. In addition, during the period from March 1, 1944 to December 30, 1944, it accepted delivery of 32 new condensing units without having orders for the same bearing a preference rating of AA-5 or better; delivered during that period 22 of these condensing units without having received orders for the

same bearing a preference rating of AA-5 or higher; delivered 9 new reach-in-refrigerators on unrated orders; and used preference ratings AA-3 MRO or AA-5 MRO without authority of the War Production Board on its orders to its suppliers by which it procured delivery of the new exhaust fans and at least 29 of the new condensing units referred to, all in violation of Limitation Order L-38 and Priorities Regulation No. 3. The corporation also failed to keep records of orders which it issued and received for exhaust fans and condensing units, of preference ratings on orders so issued and received, or names of customers and details of transactions, in violation of Priorities Regulation No. 1.

The company was grossly negligent in its commission of the foregoing violations by its failure to ascertain the full requirements of, and to conform with orders and regulations of the War Production Board herein referred to, after it knew of the existence of such orders and regulations. These violations have diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.821 *Suspension Order* No. S-821. (a) For a period of three months from the effective date of this order, the Ohio China Wholesale Company, its successors or assigns, shall not apply or extend preference ratings nor use any CMP allotment symbols for the purchase or procurement of fans, blowers, or exhausters as defined in List A of Order L-123 as amended October 6, 1944 unless specifically authorized in writing by the War Production Board, or upon orders of the Army, Navy, Maritime Commission or any other governmental department or agency of the United States.

(b) For a period of three months from the effective date of this order, the Ohio China Wholesale Company, its successors or assigns, shall not apply or extend preference ratings nor use any CMP allotment symbols for purchase or procurement of condensing units or reach-in-refrigerators of types which were controlled by Limitation Order L-38 as amended August 31, 1944, unless specifically authorized in writing by the War Production Board, or upon orders of the Army, Navy, Maritime Commission or any other governmental department or agency of the United States.

(c) Nothing contained in this order shall be deemed to relieve Ohio Wholesale Company, its successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on the 9th day of July 1945.

Issued this 2d day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12411; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-825]

WASHINGTON DAILY NEWS CO.

The Washington Daily News Company, a corporation located in Washington, D. C. is engaged in publishing the Washington Daily News. During the second, third and fourth quarters of 1943 the corporation used or caused to be used in the publishing of that newspaper 350.24 tons of print paper in excess of its quota, in violation of Limitation Order L-240. This over-consumption was the result of an error in calculation of its quota which was discovered by the respondent and disclosed to the War Production Board by it.

This excessive use of paper has diverted scarce materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.825 *Suspension Order No. S-825.* (a) Washington Daily News Company, its successors or assigns, shall reduce its consumption of print paper during each of the third and fourth quarters of 1945 and each of the four quarters of 1946 by 58.3 tons per quarter under the quota it would otherwise be entitled to use pursuant to the provisions of Limitation Order L-240, unless otherwise specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve the Washington Daily News Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12418; Filed, July 9, 1945;
11:33 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-832]

OREGON CASKET CO.

California Casket Company, a California corporation, does business at 1633 N. W. 21st Avenue, Portland, Oregon, under the name Oregon Casket Company. As of September 1, 1944, Oregon Casket Company was merged with California Casket Company; the latter corporation has, however, continued to do business in Oregon under the fictitious name Oregon Casket Company. California Casket Company has plants in California and Washington, as well as the one in Oregon, engaged in the manufacture of casket shells and caskets. The primary material used is lumber. In making application to the War Production Board for authorization to purchase lumber, Oregon Casket Company misrepresented that its inventories of lumber were 282,000, 216,000 and 186,000 board feet on March 31, June 30, and

September 30, 1944 respectively, whereas its inventories were approximately 485,000, 478,000 and 619,000 board feet on those dates, thus violating Priorities Regulation No. 1. During the period from August 5 to October 27, 1944, Oregon Casket Company purported to use AA-1 and AA-3 ratings on purchase orders for 28 carloads of spruce, cedar, fir and hemlock lumber when it was not authorized to use any ratings. Also, during May and June, 1944, it purported to use AA-1 ratings when only authorized to use AA-2 ratings to purchase six carloads of lumber and again in November and December, 1944, ratings of AA-1 were used when only authorized to use AA-3 ratings on purchase orders for six carloads of lumber. The use of these unauthorized ratings was in wilful violation of Priorities Regulation No. 3. Oregon Casket Company also violated Priorities No. 1 by failing to maintain adequate records of its transactions and inventories of lumber. These actions constituted grossly negligent and wilful violations and has interfered with controls established by the War Production Board for the distribution of critical materials. In view of the foregoing, it is hereby ordered, that:

§ 1010.832 *Suspension Order No. S-832.* (a) California Casket Company conducting business in Oregon as Oregon Casket Company shall not for three months from the effective date of this order apply or extend any preference ratings or use any CMP allotment symbols, for the purpose of obtaining delivery of materials for use in its Oregon operations, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended or on which CMP allotment symbols are used.

(b) California Casket Company, doing business as Oregon Casket Company, shall not for three months from the effective date of this order receive or accept delivery of any lumber in its operations in the State of Oregon.

(c) Nothing contained in this order shall be deemed to relieve California Casket Company or Oregon Casket Company from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and provisions contained herein shall apply to California Casket Company in the State of Oregon, under the name Oregon Casket Company, or under whatever name operations may be conducted in Oregon, its successors and assigns, or persons acting in its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) This order shall take effect on July 9, 1945.

Issued this 2d day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12410; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-834]

CALVERT ANILINE AND CHEMICAL CO.

Kitty Calvert Smith, doing business as Calvert Aniline and Chemical Company at 225 Walnut Street, Cincinnati, Ohio, is a wholesaler and manufacturers' representative dealing in chemicals and pharmaceuticals. At various times throughout 1944, her managing agent placed purchase orders with U. S. Industrial Chemicals, Inc., Louisville, Kentucky, for fusel oil using a preference rating of AA-1 USA 50%, USN 50%, certifying that he was entitled to extend such ratings, whereas in fact he was only entitled to extend a rating of AA-1 30%, AA-3 70% on some orders, and was not entitled to extend any rating on other orders. As a result of this improper extension of ratings, at least 519,675 pounds of fusel oil were secured without authorization from the War Production Board. This unauthorized extension of preference ratings constitutes a grossly negligent violation of Priorities Regulation No. 3.

This violation of Priorities Regulation No. 3 diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.834 *Suspension Order No. S-834.* (a) For a period of four months from the effective date of this order unless otherwise specifically authorized in writing by the War Production Board, Kitty Calvert Smith shall not apply or extend any preference ratings for the purchase of fusel oil regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) Nothing contained in this order shall be deemed to relieve Kitty Calvert Smith from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Kitty Calvert Smith, doing business as Calvert Aniline and Chemical Company or otherwise, her successors and assigns, or persons acting on her behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) This order shall take effect on July 9, 1945.

Issued this 2d day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12412; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-839]

LIBERTY SHOW PRINTING CO.

The Liberty Show Printing Company is a corporation engaged in the printing and lithographing business at 632 Duquesne Way, Pittsburgh, Pennsylvania.

During 1944, the company put into process for production of displays 50 tons of paper, or paperlike substance, in excess of its consumption quota of 50 tons, in violation of Limitation Order L-294. This violation was due to the gross negligence of the officials of the company in not becoming familiar with the order and its terms, and has resulted in the diversion of critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.839 *Suspension Order No. S-839.* (a) The Liberty Show Printing Company shall, during each of the third and fourth quarters of 1945 and the first and second quarters of 1946, reduce its usage of paper or paperlike substance for the production of displays by 2½ tons per quarter less than it would otherwise be permitted to use under the provisions of Limitation Order L-294, unless otherwise specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve The Liberty Show Printing Company from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to The Liberty Show Printing Company, its successors or assigns, or persons acting in its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12417; Filed, July 9, 1945;
11:33 a. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-840]

WALLACE WHOLESALE CO.

Oscar Rivenbark, doing business as Wallace Wholesale Company, Wallace, North Carolina, is a wholesale dealer in seed, feeds and groceries. Between September 6, 1944 and January 17, 1945, without authorization from the War Production Board, he did construction on a two-story warehouse on his property on Railroad Street in Wallace, North Carolina. The building was estimated to cost \$10,000, which amount exceeded the limit permitted by Conservation Order L-41 for such construction and was in violation of that Order. Oscar Rivenbark was aware of the provisions of Conservation Order L-41 and his doing this construction without authorization constituted a grossly negligent violation of that order. This violation has diverted critical materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.840 *Suspension Order No. S-840.* (a) Neither Oscar Rivenbark, his

successors and assigns, nor any other person shall do any construction on the warehouse building located on his property on Railroad Street in Wallace, North Carolina, including the putting up or altering said structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Oscar Rivenbark, his successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12415; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-842]

PLASTIFORM MANUFACTURING CO., INC.

Plastiform Manufacturing Company, Incorporated, is a corporation with its principal office in Los Angeles, California. This corporation is engaged in the manufacture of magnetic chucks, fast battery chargers, and other specialties including piston pins.

During the period from October 1, 1944, to and including December 31, 1944, the corporation manufactured 46 fast battery chargers in excess of its quota in violation of Limitation Order L-270. This violation was the result of negligence amounting to wilfulness. Further, during the period from July 31, 1944 to January 8, 1945, the corporation delivered 285 fast battery chargers against orders which did not bear a preference rating of AA-5 or higher, in violation of Order L-270. This violation was the result of negligence amounting to wilfulness.

The aforementioned excessive production of fast battery chargers has diverted scarce materials to uses not authorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.842 *Suspension Order No. S-842.*

(a) Plastiform Manufacturing Company, Incorporated, its successors or assigns, unless otherwise specifically authorized in writing by the War Production Board shall reduce its production of fast battery chargers below the quota they would otherwise be entitled to produce, as provided in Limitation Order L-270, as follows: During the third quarter of 1945, 46 units below its allowable quota for the third quarter of 1945.

(b) Nothing contained in this order shall be deemed to relieve Plastiform Manufacturing Company, Incorporated, its successors or assigns from any restrictions, prohibitions or provisions contained in any other order or regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12416; Filed, July 9, 1945;
11:32 a. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-843]

WHITE-PARKS MILLS CO.

White-Parks Mills Company of Concord, North Carolina is a corporation engaged in the manufacture of carded cotton weaving and knitting yarns. During the third and fourth quarters of 1944 White-Parks Mills Company failed to meet the Distribution Schedules of Conservation Orders M-317 and M-317B and diverted at least 256,571 pounds of such yarns to unrated orders in violation of these orders. The responsible officers of the Company were aware of the provisions of Conservation Orders M-317 and M-317B and their actions constituted wilful violations thereof.

These violations have diverted critical material to uses unauthorized by the War Production Board. In view of the foregoing, it is hereby ordered, that:

§ 1010.843 *Suspension Order No. S-843.* (a) During the balance of the third quarter of 1945 White-Parks Mills Company, its successors or assigns, shall deliver or set aside for later delivery on rated orders its entire production of yarn, and shall not deliver any yarn on unrated orders, unless specifically authorized in writing to do so by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve White-Parks Mills Company, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12419; Filed, July 9, 1945;
11:33 a. m.]

PART 1044—CADMIUM

[General Preference Order M-65, as
Amended July 9, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cadmium for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1044.1 *General Preference Order M-65—(a) Scope of this order.* This order controls deliveries of cadmium from a producer or distributor. No producer or distributor shall deliver cadmium to any person, and no person shall accept delivery of cadmium from any

producer or distributor, except as provided in this order. The order also restricts the use which may be made of cadmium, cadmium containing items and cadmium plated products. The permitted uses will be found listed below in paragraphs (d), (e) and (f).

(b) *Definitions.* For the purposes of this order:

(1) "Cadmium" means all grades of metallic cadmium, oxide, or plating salts produced directly from ores, concentrates or other primary materials, or redistilled or remelted from cadmium scrap or any secondary cadmium-bearing material; or cadmium-bearing materials suitable for the manufacture of pigments.

(2) [Deleted Apr. 13, 1945.]

(3) "Distributor" means any person regularly engaged in the business of buying cadmium and selling the same in forms suitable for general fabrication or electroplating. It also includes laboratory supply houses to the extent they are engaged in buying and selling cadmium in any form to laboratories.

(c) *Deliveries of cadmium.* Producers and distributors may deliver cadmium, and persons may accept delivery of cadmium from a producer or distributor in the following cases only:

(1) *Small order delivery.* (i) Deliveries of cadmium from a producer or distributor may be made and accepted without the necessity of obtaining any specific allocation from the War Production Board if (a) The delivery in question, combined with all other deliveries of cadmium to the purchaser during that calendar month, from whatever source, will not aggregate more than 100 pounds of contained cadmium; (b) The purchaser has not requested from the War Production Board authorization for that particular month to accept delivery of cadmium in any quantity—see paragraph (c) (5) below (a request to the War Production Board shall be deemed a request within the meaning of this paragraph, regardless of whether it has been granted or denied); (c) The cadmium purchased will be used only as permitted in paragraph (d) of this order and not for resale; (d) The inventory of the purchaser is not, and will not upon acceptance of the delivery become, in excess of a 30-day supply on the basis of his current method and rate of operation.

(ii) A producer or distributor may not make a small order delivery if he has reason to believe that it will be in violation of paragraph (c) (1) (i) and unless the purchaser shall have certified on his order to him as follows:

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board, that the cadmium covered by this order will be used for purposes permitted in General Preference Order M-65, and that such use is not prohibited by other applicable orders and regulations of the War Production Board, and that the cadmium containing item or cadmium plated product resulting from this cadmium will not be sold or delivered without the certification called for in paragraph (g) of Order M-65 from the purchaser or the person who will receive delivery.

(2) *Deliveries to distributors.* Deliveries of cadmium may be made to and accepted by distributors.

(3) *Deliveries to Metals Reserve Company.* Deliveries of cadmium may be made to and accepted by Metals Reserve Company for the sole purpose of stockpiling or redistribution.

(4) *Deliveries to laboratories.* Deliveries of cadmium may be made to and accepted by laboratories.

(5) *WPB allocation.* Other deliveries of cadmium may be made only on specific allocation of the War Production Board and in accordance with an allocation certificate issued by the War Production Board on Form WPB-945. Deliveries so specifically allocated shall take precedence over any preference rating which may be assigned to deliveries on other contract or orders. Allocation certificates will be issued on or about the first of each month for this purpose. An allocation certificate will authorize the holder to accept from a producer or distributor deliveries of specified amounts of cadmium shipped during the month for which the certificate is issued. The producer or distributor may ship on notification from the purchaser of the date and serial number of the allocation certificate. Any person wishing to apply for an allocation certificate should file an application on Form WPB-945 not later than the fifteenth day of the month preceding the month in which the authorization to purchase is desired.

(d) *Restrictions on the use of cadmium.* No person may use in any fashion any cadmium except to produce the cadmium containing items listed in paragraph (e) or to produce an electroplated coating on the products listed in paragraph (f), and then only to the extent necessary to meet applicable specifications or for the proper service performance of the end product, and to maintain a thirty-day supply of the cadmium containing item or cadmium plated product on the basis of current rate of delivery for permitted uses. A person may, however, use cadmium in laboratories for research, control, analysis, assaying or educational work.

(e) *Restrictions on the production of cadmium containing items.* No person shall produce any cadmium containing item except those listed in subparagraphs (1) through (15) and then only for the purposes and subject to the qualifications set forth in said subparagraphs (1) through (15):

(1) Pigments for the following:

Luminescent paint for military uses
Luminescent printing ink for military uses
Luminescent paper for military uses
Luminescent plastic for military uses
Signal and illuminating glass ware for safety, religious, military and industrial uses only

Thermometer tubing

Rubber sea buoys

Dental rubber

Artist's colors

X-ray fluoroscopic screens for medical purposes

Luminescent coatings for cathode ray tubes, except tubes to be used in signs, lighting fixtures or lamps.

(2) Silver brazing alloys containing no more than 11% by weight of cadmium to be used for military and industrial purposes except that silver brazing alloys containing up to 19% may be manufactured for application specifically required by the Armed Services.

(3) Copper base alloys containing no more than 1 1/4% by weight of cadmium for the following:

(i) Current carrying parts of electrical current interruption devices to the extent that sufficient contact pressure cannot be maintained in service with other less critical materials.

(ii) Parts inside electronic tubes.

(iii) Resistance welding electrodes.

(iv) Overhead electrical contact wire in railroad, street car and trolley bus systems.

(v) Multistrand railroad signal bond wire.

(vi) Shunt wire leads for motors and generators.

(vii) Flexible terminals of resistors, condensers and field coils.

(4) Bearings for the following:

(i) Internal combustion engines for the propulsion of naval vessels when specifically required by the U. S. Navy.

(ii) In radio and radar equipment.

(5) Low melting point alloys for the following:

(i) On dry type rectifier elements.

(ii) In fire protective systems, safety devices and electrical fuses.

(iii) Plugs for screwless fasteners in rimless metal spectacles.

(iv) Dental use.

(6) Low melting point alloys containing no more than 10% by weight of cadmium for the following:

(i) In plastic fire control instruments for the mounting of optics.

(ii) Seals between brass and glass parts of liquid high voltage fuses.

(iii) In the manufacture of inspection gauges.

(iv) Bending of thin wall tubes.

(v) Bending of finished roll-formed and extruded shapes.

(7) Low melting point alloys containing no more than 6.5% by weight of cadmium for the following:

(i) Anchorage of punch press dies and bushings in drill jigs.

(ii) Location of control points and surfaces (except floor grouting) in construction of fixtures.

(8) Zinc base alloy, containing no more than .5% by weight of cadmium, for rolling.

(9) Type metal containing no more than .5% by weight of cadmium.

(10) A lead base alloy containing no more than 3% by weight of cadmium for the coating of copper wire;

(11) Items classified as secret, to the extent that certification of engineering necessity issued by the Armed Services has been filed with the first request for allocation for this use on Form WPB-945.

(12) Standard cells.

(13) Electrolytic testers for storage batteries.

(14) Cadmium impregnated carbon or cadmium-silver alloys for use as contacts in electric current interruption devices.

(15) Cadmium chemicals:

(i) For any use other than the manufacture of pigments or (ii) for use in the manufacture of pigments permitted under paragraph (e) (1). The manufacturer of cadmium chemicals may sell them without requiring the certificate called for in paragraph (g); however, he may not sell them if he knows or has reason to know that they will be used in the manufacture of pigments not permitted by paragraph (e) (1).

(f) Restrictions on the production of cadmium plated products. No person shall produce any cadmium plated product except those listed in subparagraphs (1) through (23) and then only for the purposes and subject to the qualifications set forth in said subparagraphs (1) through (23):

(1) Functional parts which in service are subjected to frequent and extended periods of alternate immersion in sea water or wet spray of sea water to the extent that other finishes cannot be used for reasons of close tolerance or performance;

(2) Heddles and pin boards used in textile plants to the extent that corrosive action makes the use of other materials impracticable;

(3) Ferrous hardware parts in direct contact with fabric or leather to be used on the following:

- Aircraft parachutes.
- Aircraft safety belts.
- Aircraft shoulder harnesses.
- Aircraft bomb slings.

(4) Moving parts which require close tolerances for proper functioning and on parts adjacent to such moving parts, to the extent that the tolerances cannot be maintained in service with other finishes because of mechanical or electrical interference by the products of corrosion or wear.

(5) Electric controllers and switches for incorporation into underground mining machinery as required by the safety regulations of the Bureau of Mines.

(6) The following ferrous parts which in service reach a temperature of 500° F. or higher and on parts in contact with such ferrous parts:

(i) Aircraft parts requiring corrosion protection;

(ii) Functional parts subject to the combined effect of corrosion and stress.

(7) Parts which serve to maintain an electrical contact for the suppression of radio interference to the extent that one of the contacted surfaces is aluminum, magnesium or their alloys;

(8) Electrical contact parts of aircraft ignition harnesses and propeller hubs;

(9) Parts of electrical equipment to the extent that they, for performance reasons, must be soldered with the use of noncorrosive fluxes and other finishes do not provide required corrosion protection.

(10) The following parts of electronic equipment when required by the Armed Services, the Maritime Commission and War Shipping Administration:

(i) Surfaces involved in unsoldered butt joints which must remain constant

in electrical and radio frequency resistance or both.

(ii) Surfaces which require good conductivity for radio frequency current.

(iii) Non-ferrous parts in contact with aluminum parts for prevention of electrolytic corrosion.

(11) Ferrous nuts, bolts, machine screws and washers for use in aircraft except for self-locking nuts designed for application below 250° F.;

(12) Nuts, bolts, machine screws and studs having threads $\frac{3}{8}$ inch diameter and smaller and/or having sixteen or more threads per inch for use by the United States Navy, Maritime Commission or War Shipping Administration and for use by the United States Army in ship construction.

(13) Parts subject to frictional contact at least one of which is a moving part, to the extent that other finishes of required thickness and corrosion protective value cause gouging, seizure or binding.

(14) Parts which in service are subjected to the corrosive action of chlorine except on items which contact chlorine only during laundry operations.

(15) Parts of items classified as secret, to the extent that certification of engineering-necessity issued by the Armed Service has been filed with the first request for Allocation for this use on Form WPB-945.

(16) High carbon steel springs and on parts which of necessity have been assembled with such springs before the plating operation, to the extent that the springs are subject to both alternating stresses of a magnitude approaching the fatigue limit of the steel and to corrosive influences requiring a high degree of corrosion protection, if the springs fall in one of the following categories:

(i) Flat springs of a thickness of $\frac{3}{32}$ inch or less;

(ii) Springs made of wire of a diameter of $\frac{1}{8}$ inch or less;

(iii) Valve springs for marine Diesel engines; or

(iv) Springs for aircraft landing gear.

(17) Ferrous springs and parts which of necessity have been assembled with such springs before the plating operation, to the extent that the springs are subject to corrosive influence requiring a high degree of corrosion protection, if the springs fall in one of the following categories:

(i) Detent springs of fuses when cadmium is specifically required by the cognizant Armed Service;

(ii) Spring parts of cowl fasteners for aircraft use;

(iii) Snap rings of a wire diameter of $\frac{1}{8}$ inch or less for military and industrial uses; or

(iv) Lock washers and lock clips of a thickness of $\frac{3}{32}$ inch or less for military and industrial uses.

(18) Carburetor and magneto parts for aircraft engines.

(19) External parts of engines for combat aircraft, excluding attachments which are not integral parts of the engine proper, such as clips, clamps, and lugs, and further excluding such parts on which alternative finishes have

proven satisfactory in service and newly designed parts performing similar functions.

(20) Hydraulic fitting coupling sleeves made of copper alloys for use in aircraft.

(21) Electrical contact parts which touch parts of aluminum, magnesium or their alloys.

(22) Torpedo parts.

(23) Threaded fittings of gray and malleable iron having a nominal size of $\frac{1}{2}$ " or less.

(g) Restrictions on delivery of cadmium containing items and cadmium plated products. No person may place an order for any cadmium containing item described in paragraph (e), any cadmium plated product described in paragraph (f) or cadmium plating, or accept delivery of any such cadmium containing item or cadmium plated product unless (1) such item or product will be used to fill an order bearing a preference rating or to replace such an item or product withdrawn from inventory to fill an order bearing a preference rating, and (2) he executes the certification called for below. No person may deliver any such cadmium containing item or such cadmium plated product unless he gets directly or through a dealer from the person who will receive delivery thereof a certification reading as follows:

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board that (1) the cadmium containing item or the cadmium plated product covered by this order will be used for a purpose or purposes shown in paragraph (e), subparagraph (s) (—), or as permitted by paragraph (f), subparagraph (s) (—) of General Preference Order M-65, and (2) will be used to fill an order bearing a preference rating or to replace such an item or product withdrawn from inventory to fill an order bearing a preference rating, and (3) that such use is not prohibited by other applicable orders and regulations of the War Production Board.

(h) Appeals. Any person may appeal from the provisions of paragraphs (d), (e) and (f) of this order. Only prohibited items should be included in an appeal. Appeals should be made in letter form, in duplicate, setting forth essentially the following information:

(1) Period of time, not exceeding six months, for which relief is requested;

(2) Monthly schedule of the amount of contained cadmium required;

(3) Description (and for cadmium containing alloys also the alloy composition), function, number, and cadmium requirement of each part or of each group of parts fulfilling related functions;

(4) Prime contract number, including symbol, if the item on appeal is covered by an Army, Navy, Maritime Commission or War Shipping Administration contract;

(5) Justification, including the reasons why substitutes are unsatisfactory because of performance, lack of facilities or manpower. An unsupported opinion is seldom sufficient justification.

(i) *Special directions.* The War Production Board may, from time to time, issue special directions to any person as to the source, destination, special kinds and amounts of cadmium, to be delivered or acquired.

(j) *Reports.* All producers, distributors and consumers of cadmium shall file reports with the War Production Board, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942, at such time and in such manner and form as it may prescribe, showing inventory, production, purchases, sales and consumption and such other information that the War Production Board may require.

(k) *Communications.* All applications, appeals, statements or other communications filed pursuant to this order or concerning the subject matter hereof, shall be addressed to: War Production Board, Tin, Lead and Zinc Division WPB Dept. 7512, Washington 25, D. C.; Ref.: M-65.

(l) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and, upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control, and may be deprived of priorities assistance.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12422; Filed, July 9, 1945;
11:34 a. m.]

PART 3218—FERROCOLUMBIUM

[General Preference Order M-296, Revocation]

FERROCOLUMBIUM

Section 3218.1 *General Preference Order M-296* is hereby revoked. Transactions relating to ferrocolumbium remain subject to the provisions of Direction 5 to General Preference Order M-21 and all other applicable rules and regulations of the War Production Board. This revocation does not affect any liabilities incurred under the order.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12423; Filed, July 9, 1945;
11:34 a. m.]

PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-79, as Amended July 9, 1945]

DISTRIBUTION OF PLUMBING, HEATING AND COOKING EQUIPMENT

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain critical materials used in the production of plumbing, heating and cooking equipment for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3288.31 *Limitation Order L-79—(a) What this order does.* The purpose of this order is to conserve the supply and direct the distribution of plumbing, cooking and heating equipment by preventing the sale of certain essential items on List A except for necessary replacements, or on rated orders. These are items which can be made available to essential users only. The order provides a rating to enable sellers to get these items for necessary replacement. It permits other items of plumbing and heating equipment to be bought by sellers on unrated orders without restriction but provides a preference rating to enable sellers to buy these non-restricted items when a rating is needed. No preference ratings are assigned to consumers and deliveries to consumers for replacement and repair do not have to be on rated orders. It must be noted, however, that deliveries of certain parts for plumbing and heating equipment are also subject to applicable provisions of other limitation orders.¹ The order supersedes the previous version of L-79, as well as General Preference Order P-84.

(b) *Assignment of preference ratings.* Preference rating AA-3 is assigned to any seller to enable him to get the following:

(1) Equipment shown in List A, including repair parts.
(2) Repair parts only for items on List B.

(3) All other equipment, material and parts which are used to supply, store and heat water, to cook food (except as excluded below), to remove waste matter and water borne waste, to treat waste matter chemically, and to heat buildings (except as excluded below), including electric heat controls.

Any rating under this paragraph (b) cannot be used, however, to get equipment specifically designed for industrial processing, fire protection, the production or transmission of power, or for use by a public utility; equipment, other than water heaters, using electricity as fuel; heat exchangers; domestic water systems as covered by L-257; domestic cooking appliances and domestic heating stoves as defined in L-23-c; liquefied pe-

troleum gas equipment as defined in L-86; fans, blowers and exhausters; steel or wrought iron pipe or steel sheets or other controlled materials; industrial and domestic sump pumps; equipment specifically designed for refrigerating or dehumidifying; metal bathtubs; or portable items such as pans, domestic stove lid lifters and domestic stove poker which are not designed to be built into or fastened to the building in which they are used. Directions will from time to time be issued specifying items which are subject to this paragraph (b) and items which are excluded.

(c) *Exception.* No rating is assigned to any delivery to which a rating is assigned by CMP Regulation 9A.

(d) *Inventory restrictions on sellers.*

(1) A seller who is a repair man as defined in CMP Regulation 9A may not accept delivery of any item of parts or materials obtained by applying a rating under this order if his inventory of that item of parts or materials is or would by accepting delivery become larger than he needs to continue his repair and maintenance services for a 60-day period, according to his current method of operation. However, if the supply of any item which he has on hand is less than the permitted amount, he may accept delivery of the smallest commercial amount of that item which his distributor normally sells, even if that will increase his supply beyond the amount specified.

(2) A seller who is not a repair man as defined in CMP Regulation 9A is subject to the limitation of inventory prescribed in Order L-63.

(e) [Deleted June 29, 1945.]

(f) *Restrictions on deliveries of items on List A.* No seller may sell or deliver to a consumer any equipment included on List A except:

(1) [Deleted July 26, 1944.]

(2) Equipment which is delivered to fill a rated order.

(3) When the delivery is to a consumer for installation to replace existing equipment which is worn out, damaged beyond repair or destroyed, but not to replace useable equipment or to make a substitution which would provide more extensive facilities than are necessary to replace the part or parts worn out, damaged or destroyed.

(g) *Restrictions on sale and delivery of equipment using gas as fuel.* In those areas where the use of gas is restricted by War Production Board orders, no seller may sell or deliver to a consumer any equipment using gas as fuel when the installation of such equipment will increase the potential demand for gas (manufacturer's hourly input rating) unless a letter has first been obtained from the Utility Company which will deliver the gas to the consumer stating that it is authorized to provide the gas necessary to operate the equipment. However, the restrictions of this paragraph do not apply to gas fired domestic water heating equipment for a residence.

(h) *When a consumer needs a preference rating and how he gets it.* Consumers are not assigned ratings by this order and will not need ratings unless they want to buy items on List A for

¹ Other orders of the War Production Board and of the Petroleum Administration for War restrict deliveries of gas and fuel oil for newly installed equipment using those fuels. These orders should be consulted before any installation of equipment is made.

purposes other than replacement. When a rating is needed, application may be made as follows:

(1) *For residential use.* If the equipment is to be used for residential purposes, construction or otherwise, Form WPB-2896 should be filed with the nearest Federal Housing Administration field office.

(2) *For commercial and industrial use.* If the equipment is to be used for commercial or industrial purposes and is construction of a type which is restricted under Limitation Order L-41, Form WPB-617 should be filed with the nearest War Production Board field office. If not restricted under Limitation Order L-41, then Form WPB-1319 should be filed with the nearest War Production Board field office.

(3) *For farm use.* If the equipment is to be used for farm purposes (including farm dwellings), and is construction of a type which is restricted under Limitation Order L-41, Form WPB-617 should be filed with the County Agricultural Conservation Committee. If not restricted under Limitation Order L-41, then Form WPB-1319 should be filed with the nearest War Production Board field office.

(4) *For utilities use.* If the equipment is to be used by a utility furnishing telephone, telegraph, electric, gas, water or central steam heating service for use by the public, Form WPB-2774 should be filed with the War Production Board, Washington 25, D. C. (For utility MRO and minor plant additions applicable utilities orders should be followed).

(i) *Consumer's certificates.* No seller may deliver an item on List A to fill a consumer's unrated order unless he obtains a certificate in substantially the following form:

I need the item included in this purchase to replace equipment worn out, damaged beyond repair, or destroyed. I will not use it to replace useable equipment or to make a substitution which would provide more extensive facilities than are necessary to replace the parts which are worn out, damaged, or destroyed.

Address of installation _____
Consumer's signature _____
Address _____

Any certification is a representation to the War Production Board as well as to the seller. No one may deliver relying on a certification being true if he knows or should know it is false, but anyone who reasonably relies on the truth of a certificate is not to be held responsible if it turns out to be false. No one shall make a false statement in a certification. Sellers shall retain certificates in their files for two years for inspection by WPB representatives.

(j) *Salvage.* No person may install equipment on List A for replacement unless he takes any replaced metal parts or equipment, not coated with a fused or nonmetallic surface, and arranges for its further use, or turns it in for salvage to any authorized scrap metal dealer within thirty days after the replacement. This requirement does not mean that the installer is entitled to take old equipment without the owner's consent or without crediting him with its value.

(k) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories and sales.

(l) *Audit and inspection.* All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(m) *Violations and false statements.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment or both. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(n) *Applicability of regulations.* All persons and transactions affected by this order are subject to all applicable provisions of the regulations of the War Production Board, as amended from time to time.

(o) *Applicability of other orders.* Insofar as any other orders heretofore or hereafter issued by the War Production Board limit the production, delivery or use of any plumbing, heating or cooking equipment to a greater extent than the restrictions imposed by this order, the restrictions of such other orders shall govern.

(p) *Appeals.* Any person affected by this order may appeal from its provisions by filing Form WPB 1477 with a field office of the War Production Board.

(q) *Communications.* All reports to be filed and other communications concerning this order, except appeals, shall be addressed to the War Production Board, Plumbing and Heating Division, Washington 25, D. C., Ref: L-79.

(r) *Definitions.* For the purposes of this order:

(1) "Seller" means any person who buys plumbing, heating, or cooking equipment for resale, whether or not he makes the installation. A manufacturer who sells directly to the consumer is to be considered a seller with respect to those sales.

(2) "Consumer" means any person who buys plumbing, heating, or cooking equipment for installation or use on premises owned or occupied by him.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

The following items of plumbing and heating equipment, when new:

1. Furnaces, heating, excluding those designed specifically for industrial applications or heat processing; and cast iron boilers, heating; excluding furnace burners and boiler burner units in which the boiler or furnace is designed for use of gas or oil only as a fuel.

(2) Water heaters, direct fired and indirect types, but excluding indirect water heaters having a coil or a nest of tubes installed

in a shell or pressure vessel having a diameter larger than 12 inches (or if other than circular in cross section, having an internal cross sectional area larger than 113 sq. in.); and also excluding industrial and direct hand-fired solid fuel hot water heaters of the following types: bucket-a-day stoves, dome-type water heaters, and service water tank heaters.

3. [Deleted July 26, 1944.]

4. Cast iron radiators and cast iron convectors.

5. Steel low pressure heating boilers not designed to withstand a steam pressure of more than 15 pounds per square inch. All types exclusive of those for marine, shipboard, or locomotive use, and also excluding boiler burner units in which the boiler is designed for use of oil or gas only as a fuel.

6. [Deleted June 29, 1945.]

7. [Deleted June 29, 1945.]

LIST B

1. Commercial cooking and food and plate warming equipment: all not electric.

Bakers.

Broilers.

Fryers.

Food warmers.

Griddles: commercial cooking.

Grills.

Hot plates: commercial.

Ovens: bake, except industrial type.

Ranges.

Roasters: commercial.

Steamers: oven.

Toasters: commercial.

Urns.

Warmers: food-plate.

2. Commercial dishwashing machines: not domestic: as defined in Limitation Order L-248 as amended.

3. Coal Stokers: grate area 36 square feet or less.

4. Oil burners, not designed specifically for shipboard use or heat processing.

5. Extended surface heating equipment.

Unit heaters: steam or hot water.

Unit ventilators, heating: steam or hot water.

Convectors.

Blast heating coils: steam or hot water.

Special heating coils: steam or hot water.

Heat transfer element: metal: fin tube: for transferring heat from steam or water to air.

6. Steel boilers of types listed in Order M-293, Table 14, excluding low pressure boilers on List A of this order.

INTERPRETATION 1

NOTE: Interpretation 1 is obsolete.

INTERPRETATION 2

Office of Price Administration requirements not affected. Question has been raised as to whether this order dispenses with the necessity of conforming to the requirements of O. P. A. Ration Order 9-A.

The words "without restriction" as used in L-79 refer only to restrictions placed by the War Production Board, and Order L-79 is not intended in any way to affect rationing or other requirements of the Office of Price Administration or any other agency. (Issued Feb. 29, 1944.)

INTERPRETATION 3

SUBSTITUTION REQUIRING CHANGE OF DISTRIBUTION SYSTEM PROHIBITED

The restrictions of paragraph (f) (3) of Limitation Order L-79 prohibit the substitution of one type of heating system for another (e. g. cast iron heating boiler for heating furnace) if it will require the change of a useable distribution system. (Issued Apr. 13, 1944.)

[F. R. Doc. 45-12424; Filed, July 9, 1945; 11:34 a. m.]

PART 3294—IRON AND STEEL PRODUCTION

[General Preference Order M-21, Direction 5]

FERROCOLUMBIUM

The following direction is issued pursuant to General Preference Order M-21:

(a) *Definition.* For the purpose of this direction: "Ferrocolumbium" means any alloy containing 45 percent or more by weight of the element columbium.

(b) *Restrictions on use of ferrocolumbium.* No person shall melt or otherwise process ferrocolumbium except as specifically authorized by the War Production Board.

(c) *Restrictions on deliveries.* No person shall deliver or accept delivery of ferrocolumbium without specific authorization of the War Production Board. The War Production Board will allocate the supply of ferrocolumbium and specifically direct the quantities in which deliveries thereof to particular persons or for particular uses shall be made or withheld. Such allocations and directions will be made primarily to insure the satisfaction of all war requirements of the United States, both direct and indirect, and they may be made without regard to any preference ratings assigned to particular contracts or purchase orders.

(d) *Application for specific authorization.* Application for specific authorization to melt or otherwise process ferrocolumbium shall be made on Form WPB-2933 or Form WPB-1770 or such other form as may be prescribed for the purpose, by the War Production Board. Application for specific authorization to acquire ferrocolumbium shall be made on Form WPB-2362 or such other form as may be prescribed for the purpose, by the War Production Board. Applications and reports shall be filed at such time and in such manner as may be required by the instructions accompanying the appropriate forms prescribed by the War Production Board.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12421; Filed, July 9, 1945;
11:33 a. m.]

Chapter XI—Office of Price Administration

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Rev. RO 5C, Corr. to Amdt. 10]

MILEAGE RATIONING: GASOLINE REGULATIONS

In item 1 of Amendment No. 10 to Revised Ration Order 5C the reference "1394.7903 (b)" is corrected to read "1394.7902 (b)".

This correction shall become effective as of June 20, 1945.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; Pub. Law 509, 78th Cong.; WPB Dir. No. 1, Supp. Dir. No. 1Q, 7 F.R. 562, 9121, 8 F.R. 9492, 9368, 9 F.R. 8775, 12338, 13039; E.O. 9125, 7 F.R. 2719)

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12324; Filed, July 7, 1945;
10:04 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Rev. RO 11, Amdt. 61]

FUEL OIL

A rationale accompanying this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Ration Order 11 is amended in the following respects:

1. Section 1394.3363 (b) is amended to read as follows:

(b) *Only necessary space may be counted.* In figuring the floor area to be heated for the purpose of paragraph (a) of this section, only necessary living and sleeping quarters and space used for occupational purposes shall be counted. (The word "necessary" limits the amount of space within premises that may be included in the floor area but does not affect the applicant's eligibility for a ration for the premises. Thus, an application for a ration for residential premises shall not be denied because the occupant also has another residence. However, in figuring the ration, only living and sleeping quarters necessary to the occupancy shall be counted.)

2. Section 1394.5424 (b) is amended to read as follows:

(b) *Only necessary space may be counted.* In figuring the floor area to be heated for the purpose of paragraph (a) of this section, only necessary living and sleeping quarters and space used for occupational purposes shall be counted. (The word "necessary" limits the amount of space within premises that may be included in the floor area but does not affect the applicant's eligibility for a ration for the premises. Thus, an application for a ration for residential premises shall not be denied because the occupant also has another residence. However, in figuring the ration, only living and sleeping quarters necessary to the occupancy shall be counted.)

3. In Appendix A the text of paragraph 5 (b) is amended to read as follows:

(b) In computing the floor area of the premises for the purposes of paragraph (a) of this section, only necessary living and sleeping quarters and space used for occupational purposes shall be included (The word "necessary" limits the amount of space within premises that may be included in the floor area but does not affect the applicant's eligibility for a ration for the premises. Thus an application for a ration for residential premises shall not be denied because the occupant also has another residence. However, in figuring the ration, only living and sleeping quarters necessary to the occupancy shall be counted): *Provided*, That in no event shall a total area in excess of 2,000 square feet for the first person, plus 600 square feet for the second person and 300 square feet for each additional person, regularly occupying the premises covered by the application, be included in determining the range: *Provided further*, That in no event shall a total area in excess of 550 square feet be included in determining the range where application is

19 F.R. 2357.

made for a ration for heating premises by a space heater unless:

This amendment shall become effective on July 13, 1945.

Issued this 9th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12427; Filed, July 9, 1945;
11:42 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 64]

PART 4003—SUBSIDIES: SUPPORT PRICES

TRANSPORTATION ASSISTANCE WITH RESPECT TO REFINED SUGAR SHIPPED TO DEFICIT AREAS

The War Food Administrator having, by letter and enclosures dated June 29, 1945, submitted certain information and recommended certain measures designed to assist, so far as practicable, in meeting demands for refined sugar in so-called deficit areas, including, among others, the absorption by Commodity Credit Corporation of a portion of the cost of transporting refined sugar into areas relatively distant from cane sugar refining and beet sugar processing plants.

I hereby find that the measures so proposed are necessary to effectuate the policy established by Executive Orders 9250 and 9328 and specifically to insure the necessary and equitable distribution of refined sugar to meet essential civilian requirements.

Accordingly, the Secretary of Agriculture is hereby authorized and directed to carry out through the Commodity Credit Corporation the measures described in the War Food Administrator's letter and the memorandum enclosed therewith.

(E.O. 9250 and E.O. 9328, 3 CFR, Cum. Supp.)

Issued and effective this 5th day of July 1945.

WILLIAM H. DAVIS,
Director.

[F. R. Doc. 45-12379; Filed, July 7, 1945;
11:05 a. m.]

[Directive 65]

PART 4003—SUBSIDIES: SUPPORT PRICES

ASSISTANCE FOR IMPORTERS OF CUBAN AND PUERTO RICAN DIRECT-CONSUMPTION SUGAR

The War Food Administrator has, by letter dated June 29, 1945, recommended that certain measures, designed to assure the importation and distribution of Cuban and Puerto Rican direct-consumption sugar under Office of Price Administration direction, be extended through June 30, 1946, with certain modifications. These measures include, among others, reimbursement to importers for excess costs of ocean freight and marine and war risk insurance due to wartime conditions; for excess costs

of demurrage, handling, and storage at ports of entry; for certain excess internal transportation costs resulting from the movement of sugar under Office of Price Administration direction to sugar deficit areas in the continental United States; and for certain excess costs of raw sugar.

I hereby find that the measures so proposed with respect to the importation of Cuban and Puerto Rican direct-consumption sugar are necessary to effectuate the policy established by Executive Orders 9250 and 9328 and, specifically, to insure the necessary importation and distribution of direct consumption sugar to meet military and civilian requirements.

Accordingly, the Secretary of Agriculture is hereby authorized and directed to carry out through the Commodity Credit Corporation the measures described in the War Food Administrator's letter and the memorandum enclosed therewith.

(E.O. 9250 and E.O. 9328, 3 CFR, Cum. Supp.)

Issued and effective this 6th day of July 1945.

WILLIAM H. DAVIS,
Director.

[F. R. Doc. 45-12380; Filed, July 7, 1945;
11:05 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 286]

NORTH DAKOTA

ESTABLISHING THE TEWAUKON NATIONAL WILDLIFE REFUGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, *It is ordered*, As follows:

Subject to valid existing rights, the public land within the following-described area in Sargent County, North Dakota, is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, but not the mineral leasing laws; and such land, and all other lands and waters owned or controlled by the United States within the said area, are hereby reserved and set apart for the use of the Department of the Interior as a refuge and breeding ground for migratory birds and other wildlife, the reservation to be known as the Tewaunkon National Wildlife Refuge:

FIFTH PRINCIPAL MERIDIAN

(South of North Boundary Sisseton and Wahpeton Indian Reservation)

T. 129 N., R. 53 W.,

Sec. 5, lots 2, 3, and 4;

Sec. 6, lots 1 to 4, inclusive.

T. 130 N., R. 53 W.,

Sec. 31, lots 4, 5, and 8;

Sec. 32, lot 6, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$.

T. 129 N., R. 54 W.,

Sec. 1, lots 1 to 4, inclusive.

T. 130 N., R. 54 W.,

Sec. 25;

Sec. 26, S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$;

Sec. 32, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and W $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 33;

Sec. 34, lots 1, 2, 3, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Secs. 35 and 36.

And the unsurveyed areas returned as lake beds and shown segregated upon the plats of the above-named townships approved April 12, 1870 as Skunk Lake (now Lake Tewaunkon) and Lake (now White Lake), in front of the lands described in this order.

The surveyed areas described aggregate 3,074.38 acres, including 1.48 acres of public land, and 3,072.90 acres of land owned or controlled by the United States.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of the Interior.

This order shall supersede, as to any of the lands affected thereby, the withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended.

ABE FORTAS,

Acting Secretary of the Interior.

JUNE 26, 1945.

[F. R. Doc. 45-12322; Filed, July 7, 1945;
9:54 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

[G. O. 58]

PART 221—DOCUMENTATION, TRANSFER OR CHARTER OF VESSELS

SALE, LEASE, CHARTER, DELIVERY, OR TRANSFER OF VESSELS TO ALIENS AND AGREEMENTS THEREFOR

§ 221.6 *Approval of certain sales, leases, charters, deliveries, or transfers of vessels to aliens or agreements therefor.* (a) The United States Maritime Commission hereby approves, under section 37 of the Shipping Act, 1916, as amended (40 Stat. 901; 46 U. S. C. 835), the sale, lease, charter, delivery, or transfer, or agreement for the sale, lease, charter, delivery or transfer, during the remainder of the national emergency proclaimed by the President on May 27, 1941, of any vessel owned in whole or in part by a citizen of the United States or by a corporation organized under the laws of the United States or of any State, Territory, District, or possession thereof, or any interest in such vessel, to a person not a citizen of the United States, without further action by the Commission, where:

(1) Such vessel is of less than 5 net tons;

(2) Such vessel is to be used exclusively in navigable waters of the Atlantic Coast, the Gulf Coast, the Great Lakes,

inland lakes, their connecting or tributary waters, or the Red River of the North but, in no event, in navigable waters of the Pacific Coast or its connecting or tributary waters; and

(3) The non-citizen acquiring such vessel, interest therein, or possession thereof, is a resident of the United States and is not an enemy alien (national of Germany, Italy, Japan, Hungary, Bulgaria, or Roumania).

The Commission reserves the right to revoke or modify this section at any time.

This section shall become effective 12:01 a. m., e. w. t., June 27, 1945.

(52 Stat. 964; 40 Stat. 901)

By order of the United States Maritime Commission.

JUNE 26, 1945.

[SEAL]

A. J. WILLIAMS,
Secretary.

[F. R. Doc. 45-12376; Filed, July 7, 1945;
10:54 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S.O. 160-C]

PART 95—CAR SERVICE

RESTRICTION ON HOLDING GRAIN OR SEEDS FOR ORDERS AT MINNESOTA POINTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of July A. D. 1945.

Upon further consideration of Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, and good cause appearing therefor, it is ordered that:

(a) *Service Order No. 160 suspended.* Section 95.34 prohibiting the holding for orders of carloads of grain or seeds at Glenwood, St. Cloud, Staples, Thief River Falls, or Willmar, Minnesota, Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, be, and it is hereby, suspended until 12:01 a. m., July 17, 1945.

(b) *Announcement of suspension.* Each of the railroads affected by this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of Service Order No. 160 and the reestablishment during the effectiveness of this order of the tariff provisions affected hereby. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 12:01 a. m., July 7, 1945; that a copy of this order and direction shall be served upon the association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem

agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-12378; Filed, July 7, 1945;
11:01 a. m.]

[S. O. 330, Amdt. 1]

PART 95—CAR SERVICE

PREICING AND PRECOOLING POTATOES PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of July, A. D. 1945.

Upon further consideration of Service Order No. 330, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 330 be, and it is hereby, amended by substituting the following paragraphs (a) and (b) for paragraphs (a) and (b) thereof:

(a) *Preicing potatoes prohibited in certain States.* No common carrier by railroad subject to the Interstate Commerce Act shall ice a refrigerator car, intended to be loaded with potatoes at any point in the States of Colorado, Kansas, Missouri, Nebraska, Texas, and Wyoming, prior to the actual complete loading of the refrigerator car with such potatoes. In the event such cars are preiced and loaded, in violation of this provision, those preiced cars shall not be transported.

(b) *Precooling potatoes originating in certain States prohibited.* No common carrier by railroad subject to the Interstate Commerce Act shall accord, allow or permit, the precooling of a refrigerator car intended to be loaded with potatoes at, or loaded with potatoes shipped from, any point in the States of Colorado, Kansas, Missouri, Nebraska, Texas, or Wyoming. In the event such cars are precooled in violation of this provision those precooled cars shall not be transported.

It is further ordered, That this amendment shall become effective at 12:01 a. m., July 9, 1945; that copies of this order shall be served upon the State railroad regulatory bodies of the States of Colorado, Kansas, Missouri, Nebraska, Texas, and Wyoming, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-12377; Filed, July 7, 1945;
11:01 a. m.]

[S. O. 331]

PART 95—CAR SERVICE

EXPRESS SERVICE FOR GRAPES FROM CALIFORNIA AND ARIZONA PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of July, A. D. 1945.

It appearing, that railroads are according fast express service on passenger train schedules for the transportation of grapes, in carloads, from Arizona and California by railway express to the East; that such operation is interfering with the movement of military trains and contributing to congestion; in the opinion of the Commission an emergency requiring immediate action exists in the western section of the country. It is ordered, that:

(a) *Cars not be furnished for grapes.* No common carrier by railroad or express, subject to Part I of the Interstate Commerce Act, shall supply or furnish an express car or a railroad freight car intended to be loaded, in Arizona or California, with grapes in an amount exceeding twenty-five (25) percent of that carload when such car is to be transported in railway express service.

(b) *Cars loaded with grapes not to be transported.* No common carrier by railroad or express, subject to Part I of the Interstate Commerce Act; shall accept for transportation or transport in railway express service or passenger train service an express car or a railroad freight car loaded, in Arizona or California, with grapes in an amount exceeding twenty-five (25) percent of such carload.

(c) *Tariff provisions suspended.* The operation of all tariff rules or regulations insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Announcement of suspension.* Each of such railway express companies or railroads, or its agent, shall publish, file and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of any of the provisions therein.

(e) *Special and general permits.* The provisions of this order shall be subject to any special or general permits issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., to meet specific needs for exceptional circumstances.

(f) *Effective date.* This order shall become effective at 12:01 A. M., July 8, 1945 and shall apply to cars loaded on and after that date.

(g) *Expiration date.* This order shall expire at 11:59 P. M., September 1, 1945, unless otherwise modified, changed, suspended, or annulled by order of the Commission, (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17)).

It is further ordered, that a copy of this order and direction shall be served upon the Railway Express Agency Incorporated and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-12408; Filed, July 9, 1945;
11:29 a. m.]

Chapter II—Office of Defense Transportation

[Gen. Order ODT 53]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

SLEEPING CAR SERVICE RESTRICTED

General outline. This General Order ODT 53 prohibits the operation of sleeping cars to points of destination 450 miles or less from point of origin of any such car. The distance is to be measured by the shortest distance by railroad over which sleeping cars operate between the points involved. The purpose of the order is to make more sleeping cars available for military service.

The order requires that there shall be delivered to the Pullman Company for assignment by it to military service the same number of cars as are taken out of service by reason of the order. The Pullman Company is to select the particular cars which are to be delivered to it.

Withdrawal of these cars from civilian service will result in considerable inconvenience to many people but, on the other hand, people must travel less frequently if our troops are to be redeployed to the Pacific theater of war with dispatch. Any delay in transporting our troops will prolong the war with Japan. The order is designed to forestall any possibility of such delay.

This general outline shall not be construed to alter the meaning of any provision contained in the order.

Pursuant to Title III of the Second War Powers Act, 1942, as amended, and Executive Order 8989, as amended, in order to make railway cars and other transportation facilities available for the preferential transportation of troops and material of war; to prevent shortages of

equipment necessary for such transportation; to assure the orderly and expeditious movement of troops and materials of war; and to expedite the movement of necessary domestic passenger traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

- Sec.
502.255 Sleeping car service restricted.
502.256 Sleeping cars to be made available for armed services.
502.257 Future assignment of sleeping cars for regular service restricted.
502.258 Reservations to be cancelled.
502.259 Exemptions.
502.260 Communications.

AUTHORITY: §§ 502.255 to 502.260, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183.

§ 502.255 *Sleeping car service restricted.* On and after 12:00 o'clock noon on July 15, 1945, no common carrier by railroad or sleeping car company shall operate or transport any railway car containing sleeping space or sleeping accommodations to a point of destination 450 miles or less from the point of origin of such car, such distance being measured by the shortest distance by railroad over which sleeping cars operate between such points. This section shall not apply to the deadheading of equipment.

§ 502.256 *Sleeping cars to be made available for armed services.* Each common carrier by railroad upon compliance with § 502.255 of this order shall forthwith cause to be delivered to the Pullman Company such number of railway sleeping cars as equals the number of such cars of American ownership as were taken out of service by such carrier in compliance with this order. The Pullman Company shall select the particular cars which shall be made available to it. The Pullman Company shall operate such cars in a pool for the benefit of the military and shall assign them in such manner as in its judgment best meets the needs of the armed forces or as the Office of Defense Transportation shall direct.

§ 502.257 *Future assignment of sleeping cars for regular service restricted.* Unless first authorized by the Office of Defense Transportation, the Pullman Company shall not assign to any common carrier by railroad for regular service any sleeping cars in addition to those regularly assigned on the date of this order.

§ 502.258 *Reservations to be cancelled.* Each common carrier by railroad shall forthwith cancel all reservations for space after 12:00 o'clock noon on July 15, 1945, on sleeping cars which are to be discontinued by reason of this order.

§ 502.259 *Exemptions.* This order shall not apply to sleeping cars operated in accordance with any general or special permit issued by the Office of Defense Transportation.

§ 502.260 *Communications.* Communications concerning this order

should refer to "General Order ODT 53" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 53 shall become effective July 7, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 7th day of July, 1945.

J. M. JOHNSON,
Director of the Office of
Defense Transportation.

[F. R. Doc. 45-12386; Filed, July 7, 1945; 11:28 a. m.]

[Administrative Order ODT 6B, Amdt. 7]

PART 503—ADMINISTRATION

ESTABLISHMENT OF REGIONS, DISTRICTS, AND FIELD OFFICES OF HIGHWAY TRANSPORT DEPARTMENT

Pursuant to Executive Orders 8989, as amended, and 9156,

It is hereby ordered, That Appendix 2 of Administrative Order ODT 6B, as amended (9 F.R. 12289, 13069, 10 F.R. 525, 1940, 3139, 5119, 7197), be, and it hereby is, further amended in the following particulars:

(1) Under the subtitle "Region 3" thereof the matter opposite "Indiana" is amended to read as follows:

Indiana:
District Office: Indianapolis.

(2) Under the subtitle "Region 5" thereof the matter opposite "Louisiana" is amended to read as follows:

Louisiana:
District Offices: New Orleans and Shreveport.

and the matter opposite "Texas" is amended to read as follows:

Texas:
District Offices: Dallas, Fort Worth, Houston, Lubbock, and San Antonio.
Field Office: El Paso.

(3) Under the subtitle "Region 2" thereof the matter opposite "Pennsylvania" is amended to read as follows:

Pennsylvania:
District Offices: Altoona, Erie, Harrisburg, Philadelphia, Pittsburgh, Scranton, and Williamsport.

Paragraphs (1) and (2) of this Amendment 7 to Administrative Order ODT 6B shall become effective July 15,

1945. Paragraph (3) of this Amendment 7 to Administrative Order ODT 6B shall become effective July 20, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 9th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-12397; Filed, July 9, 1945; 10:13 a. m.]

TITLE 50—WILDLIFE

Chapter IV—Office of the Coordinator of Fisheries

[Order 2046, Amdt. 1]

PART 401—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

SALMON CANNING INDUSTRY IN ALASKA

Pursuant to the authority conferred by Executive Order No. 9204, dated July 21, 1942 (7 F.R. 5657), Executive Order No. 9280, dated December 5, 1942 (7 F.R. 10179), and War Food Order No. 52, dated February 8, 1943 (8 F.R. 1777), as amended March 16, 1943 (8 F.R. 3280) (formerly known as Food Directive No. 2), Order No. 2046 of the Secretary of the Interior, dated April 19, 1945, (10 F.R. 4506), being § 401.1 of this Part 401, is hereby amended as follows:

1. Paragraph (a) is amended to read as follows:

§ 401.1 *Salmon canning industry in the Territory of Alaska—(a) Jurisdiction.* Complete control and authority over the salmon canning industry in the Territory of Alaska solely for the purpose of facilitating the production of an adequate supply of canned salmon in the Territory of Alaska with a minimum utilization of critical material, manpower and shipping facilities is vested in the Fishery Coordinator, and subject to his supervision and direction shall be administered by the Office of Fishery Coordination.

2. Paragraph (c) is amended by adding at the end thereof the following sentence: "Manpower ceilings authorized by the War Manpower Commission as stated in Schedule A may be modified by the War Manpower Commission and such modifications will become a part of this order."

3. Paragraph (c) is further amended by adding to the end of Schedule A in said paragraph the following:

Company	Plant location		Canning lines			WMC labor ceilings	
	Closed	Operating ¹	On hand	Closed	To operate	Residents	Non-res.
Baranof Canneries, Inc.		Port Conclusion	1	0	1	46	0
Parks Canning Co.		Cordova	1/2	0	1/2	18	7
Win-Ra Fisheries		(2)	1/2	0	1/2	20	11
King Crab Fisheries		Raspberry Straits	1/2	0	1/2	(3)	(3)

¹ Operating plants are referred to in this order as the "nucleus plants."

² See paragraph (d) (3) below.

³ See paragraph (d) (4) below.

(3) Win-Ra Fisheries is a floating cannery licensed primarily as an experimental crab operation. The operation is not restricted to a definite location.

(4) King Crab Fisheries' operation at Raspberry Straits is authorized to be conducted only with labor assigned to the Apex Fish Company for Apex Fish Company's herring operation.

(5) Baranof Canneries, Inc., Parks Canning Company and Win-Ra Fisheries shall not recruit labor for their operations until quotas previously assigned to other operations shall have been filled.

ABE FORTAS.

[F. R. Doc. 45-12320; Filed, July 7, 1945;
9:53 a. m.]

DEPARTMENT OF THE INTERIOR.

[Misc. 1676465]

CASS COUNTY

NOTICE OF FILING OF PLAT OF RESURVEY AND
EXTENSION SURVEYS

JULY 1, 1945.

Notice is given that the plat of dependent resurvey and extension surveys in T. 144 N., R. 27 W., 5th P. M., Cass County, Minnesota, will be officially filed in this office at 10:00 a. m. on August 14, 1945.

1945. This plat delineates a retracement and reestablishment of the lines of the original survey as shown upon the plat approved July 25, 1874, and reference will be made to the original plat for areas and descriptions, except where new designations and areas are shown upon the plat of resurvey.

The plat also represents the survey of certain lands in secs. 17, 18, and 19 which were erroneously omitted from the original survey. These newly surveyed lands now are designated as lot 8, containing 38.85 acres, and lot 9, 52 acres, sec. 17; lot 7, 20.60 acres, and lot 8, 39.25 acres, sec. 18; and lot 5, 1.84 acres, sec. 19.

It appears from the field notes of survey that the lots just described in secs. 18 and 19 are swamp and overflowed within the meaning of the act of September 28, 1850 (9 Stat. 519), extended to the State of Minnesota by the act of March 12, 1860 (12 Stat. 3). Should these lands finally be determined to be swamp and overflowed within the meaning of the grant, they must be held to have inured to the State as of the date thereof.

Lots 8 and 9, sec. 17, and other lands in the township, are within the limits of the Chippewa National Forest, created by the act of May 23, 1908 (35 Stat. 268). The public lands in the township first were withdrawn for forest purposes by the Secretary of the Interior on April 23, 1903.

Any applications based on claims or rights as to the lands in lots 8 and 9, sec. 17, or adverse to the State as to lots 7 and 8, sec. 18, and lot 5, sec. 19, should be asserted within such period after the filing of the plat as may be required by law. This includes the following classes of applications: (1) applications by settlers based on rights initiated prior to the withdrawal of April 23, 1903, and (2) applications under any applicable public land law by any other persons who wish to contest the right of the State to the land just described in secs. 18 and 19 as swamp land. Applications under (2) must be accompanied by a showing that the land in those two sections is non-swamp in character, in accordance with the provisions of 43 CFR 271.2 (b).

Except to the extent hereinbefore indicated, this notice shall not become effective to change the status of the newly surveyed lands involved in secs. 17, 18, and 19 until 10:00 a. m. of the 90th day from the date of the filing of the plat, whereupon the portions of those lands not disposed of, if any, will become part of the Chippewa National Forest in view of the act of May 23, 1908 cited above.

All inquiries relating to these lands should be addressed to the Commissioner, General Land Office, Washington (25), D. C.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-12321; Filed, July 7, 1945;
9:53 a. m.]

[Misc. 1894289]

CALIFORNIA

NOTICE OF FILING OF PLAT OF SURVEY

JUNE 29, 1945.

Notice is given that the plat of extension survey embracing the SE $\frac{1}{4}$ sec. 34, and S $\frac{1}{2}$ of secs. 35 and 36, T. 1 N., R. 8 E., San Bernardino Meridian, California, will be officially filed in the district land office at Los Angeles, California, effective at 10:00 a. m. on the 63d day from the date on which this notice is signed. At the time the lands shall subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(c) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this notice shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938, 52 Stat. 609 (43 U. S. C. sec. 682a),* by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (Public Law 434—78th Congress), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-

day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as herein above provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the district land office at Los Angeles, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L.D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

All inquiries relating to these lands should be addressed to the Register, District Land Office.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-12323; Filed, July 7, 1945;
9:54 a. m.]

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 86]

SILVER BOW EMPLOYERS ASSN.

SILVER BOW EMPLOYMENT
FINDINGS AS TO CONTRACTS IN PROSECUTION
OF WAR

In the matter of Silver Bow Employers Association, Butte, Montana. Case No. S-2152.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving the members of the Silver Bow Employers Association, Butte, Montana, employing members of

Local No. 2 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America;

I find that motor vehicle transportation of goods and commodities by members of the Silver Bow Employers Association, employing members of the Butte Teamsters Union, Local No. 2, pursuant to contract, whether oral or written, to or from any plant, mine or facility equipped for manufacturing, producing or mining any articles or materials which may be required or useful in connection with the prosecution of the war, or to or from any establishment engaged in wholesaling or storing any such articles or materials, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 7th day of July 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-12406; Filed, July 9, 1945;
11:35 a. m.]

[WLD 87]

GREATER NEW YORK WHOLESALE GROCERS' ASSN.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Greater New York Wholesale Grocers' Association, New York, New York; Case No. S-2229.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, and published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Local No. 138 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America and members of the Greater New York Wholesale Grocers' Association, New York, New York;

I find that the storage and transportation of food, groceries and other commodities, other than as an incident to retail sales thereof, by any members of the Greater New York Wholesale Grocers' Association, pursuant to any contract, oral or written, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 7th day of July, 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-12407; Filed, July 9, 1945;
10:21 a. m.]

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

No. 136—6

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890):

Elder Manufacturing Company, Dexter, Missouri; men's and boys' sport and dress shirts; 10 percent (T); effective June 30, 1945 expiring June 29, 1946.

W. Kotkes & Son, 1400 Kemper Street, Lynchburg, Virginia; nurses' and maid's uniforms, WAC shirts; 10 percent (T); effective July 1, 1945, expiring June 30, 1946.

Joseph Reisner, 122 Pine Street, Archbald, Pennsylvania; children's cotton dresses; 10 learners (T); effective June 30, 1945, expiring June 29, 1946.

Rice-Stix Factory #25, First & South A Street, Farmington, Missouri; men's and boys' shirts; 10 percent (AT); effective June 30, 1945, expiring April 22, 1946.

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940, (5 F.R. 3748) and as further amended by Administrative Order, March 13, 1943, (8 F.R. 3079):

The Trion Company, Trion, Georgia; work gloves; 10 percent (AT); effective July 5, 1945, expiring January 4, 1946.

Hostery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Excel Hosiery Mills, Inc., 33 Hart Street, Union, South Carolina; seamless hosiery; 10 percent (AT); effective July 6, 1945, expiring January 5, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Commonwealth Telephone Company, Montrose, Pennsylvania; to employ learners as commercial switchboard operators at its Montrose, Pennsylvania exchange, located at 10 Public Avenue, Montrose, Pennsylvania; effective July 4, 1945, expiring July 3, 1946.

Commonwealth Telephone Company, Clarks Summit, Pennsylvania; to employ learners as commercial switchboard operators at its Clarks Summit, Pennsylvania exchange, located at 108 N. State Street, Clarks Summit, Pennsylvania; effective July 4, 1945, expiring July 3, 1946.

Cigar Industry Learner Regulations, April 22, 1944 (9 F.R. 4330):

Florida Cigar Company, E. Jefferson Street, Quincy, Florida; cigars; 20 percent (AT); cigar packing for a learning period of 160 hours at 30 cents per hour; hand cigar rolling for a learning period of 960 hours at 30 cents per hour for the first 480 hours, and 35 cents per hour for remaining 480 hours; effective July 4, 1945, expiring January 3, 1946.

Signed at New York, New York, this 6th day of July 1945.

PAULINE C. GILBERT,
Authorized Representative of the
Administrator.

[F. R. Doc. 45-12403; Filed, July 9, 1945;
11:20 a. m.]

FEDERAL DEPOSIT INSURANCE CORPORATION.

INSURED BANKS

ORDER FOR FILING OF CERTIFIED STATEMENT

Pursuant to the provisions of paragraph (1) of subsection (h) of section 12B of the Federal Reserve Act, as amended (U. S. C., Title 12, sec. 264 (h) (1)), It is ordered, That each insured bank file with the Corporation on or before July 15, 1945, the following described certified statement forms: (1) Certified Statement—Part One, Based on Deposits for the Six Months Ending June 30, 1945, Form 545-T, in quadruplicate; and (2) Recapitulation of the Monthly Totals of Certified Statement—Part Two, for the Six Months Ending June 30, 1945, Form 555-T, in duplicate.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION.

By E. F. DOWNEY, Secretary.

[F. R. Doc. 45-12390; Filed, July 7, 1945;
11:44 a. m.]

CERTAIN INSURED NONMEMBER STATE BANKS

CALL FOR REPORT OF CONDITION

Resolution of Board of Directors adopted June 30, 1945, authorizing call for report of condition on insured State banks not members of the Federal Reserve System except banks in the District of Columbia and mutual savings banks.

Pursuant to the provisions of paragraph (3) of subsection (k) of Section 12B of the Federal Reserve Act, as amended, be it resolved that each insured State bank not a member of the Federal Reserve System, except a bank in the District of Columbia and a mutual savings bank, be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Saturday, June 30, 1945, on Form 64 (Short form)—Call No. 23.¹ Said report of condition shall be prepared in accordance with, "Instructions for the Preparation of Reports of Condition on Form 64," issued December 1938, and supplements of June 25 and December 21, 1942.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION.

By E. F. DOWNEY, Secretary.

[F. R. Doc. 45-12388; Filed, July 7, 1945;
11:45 a. m.]

INSURED NONMEMBER MUTUAL SAVINGS BANKS

CALL FOR REPORT ON CONDITION

Resolution of Board of Directors adopted June 30, 1945, Authorizing Call for Report of Condition on Insured Mutual Savings Banks not Members of the Federal Reserve System.

Pursuant to the provisions of paragraph (3) of subsection (k) of Section 12B of the Federal Reserve Act, as

¹ Filed as part of the original document.

amended, be it resolved that each insured mutual savings bank not a member of the Federal Reserve System be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Saturday, June 30, 1945, on Form 64 (Savings).¹ Said report of condition shall be prepared in accordance with, "Instructions for the Preparation of Reports of Condition on Form 64 (Savings) and Reports of Earnings and Dividends on Form 73 (Savings) by Insured Mutual Savings Banks," issued December, 1940.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
By E. F. DOWNEY, Secretary.

[F. R. Doc. 45-12389; Filed, July 7, 1945; 11:45 a. m.]

FOREIGN ECONOMIC ADMINISTRATION.

[Case No. 27]

REDIKER BROS., INC., ET AL.

ORDER FOR DENIAL OF LICENSING PRIVILEGES

In the matter of Rediker Bros., Inc., Rediker Bros. Shipping Co., Inc., Solomon J. Rediker, Moe J. Rediker, Harry Rediker, H. George Rediker, d. b. a. Rediker Bros. Shipping Co., 377 Broadway, New York, New York.

Pursuant to Part 807 of the regulations, adopted under section 6 of the act of July 2, 1940, as amended, the Chief of the Domestic Compliance Section of the Operations Division, Requirements and Supply Branch, Foreign Economic Administration, by registered letter dated December 12, 1944, charged Rediker Bros. Inc., Rediker Bros. Shipping Co., Inc., Solomon J. Rediker, Moe J. Rediker, Harry Rediker and H. George Rediker, individually and as copartners doing business under the firm name and style of Rediker Bros. Shipping Co., with having violated the provisions of section 6 of the act of July 2, 1940 (54 Stat. 714) as amended, and the regulations promulgated thereunder.

The charging letter alleged that, on divers occasions during the period between April 1, 1944 and the date thereof, the respondents had violated the export control regulations in a number of respects which may be generally summarized as follows:

(1) By obtaining numerous export licenses for cotton and rayon remnants, 1-10 yards in length, which were used by the respondents in an attempt to effect the exportation of textiles other than rayon fabrics and rayon fabrics longer than 10 yards in length and to effect the exportation of such commodities for the account of persons not named in the licenses.

(2) By representing that the applications executed and filed with this Administration were supported by a firm order in each case from the purchaser named in the application for the commodities described therein when the respondents knew, or had reason to believe, that no

firm order had been placed by the purchaser in the foreign country with the applicant or with any other person.

(3) By filing with Collectors of Customs Shipper's Export Declarations which did not truthfully describe the merchandise presented for export.

(4) By representing to Collectors of Customs that commodities contained in packages presented for export were the same as described on such export declarations and in the export licenses submitted for the purpose of clearing such shipments through Customs when the respondents knew, or had reason to believe, that such commodities were not the commodities licensed and not the commodities which could be exported under such licenses.

The matter came on for oral hearing on January 3, 1945, and on February 14, 1945, before Lester C. Dibble, Compliance Commissioner for the Administration. H. George Rediker appeared for the respondents and interposed an oral answer wherein he denied the charges made against the respondents. The Compliance Commissioner received the evidence presented and, after due consideration of the record, on the 11th day of June, 1945, filed his Findings of Fact and Recommendations in this matter. The Compliance Commissioner found that Rediker Bros. Shipping Co. Inc., one of the respondents, has violated Section 6 of the Act of July 2, 1940 (54 Stat. 714) as amended, and the regulations promulgated thereunder, and recommended that the respondent Rediker Bros. Shipping Co., Inc. be denied export license privileges until December 31, 1945. He further recommended that the charges against the respondents, Rediker Bros. Inc. and Solomon J. Rediker, Moe J. Rediker, Harry Rediker, and H. George Rediker, doing business as Rediker Bros. Shipping Co., be dismissed but with a reprimand to Solomon J. Rediker, Moe J. Rediker, Harry Rediker and H. George Rediker as officers and agents of Rediker Bros. Shipping Co. Inc., for permitting the business of Rediker Bros. Shipping Co. Inc. to be so conducted as to permit the illegal acts found by the Compliance Commissioner to have been done by that corporation.

It was found by the Compliance Commissioner, upon satisfactory evidence, that the respondent Rediker Bros. Shipping Co. Inc. is the incorporated successor to respondent Rediker Bros. Shipping Co. which was an unincorporated organization composed of respondents Solomon J. Rediker, Moe J. Rediker and Harry Rediker; that respondent Rediker Bros. Inc. is a corporate entity separate and distinct from Rediker Bros. Shipping Co. Inc. and that respondent H. George Rediker is an employee of respondent Rediker Bros. Shipping Co. Inc.

The facts found by the Compliance Commissioner show that in the offices of Rediker Bros. Shipping Co. Inc. applications for export licenses were prepared in a routine manner with little or no supervision. Many were signed by respondent H. George Rediker, a lawyer, often without reading the paper. The signature was sometimes in the name of Rediker Bros. Inc. and sometimes in the name of Rediker Bros. Shipping Co. Inc., and

the course of conduct by the latter corporation was one by which it intended to and did make a business of trafficking in export licenses for the convenience of its clients and in furtherance of its own interests. Specifically, Rediker Bros. Shipping Co. Inc. caused export licenses to be delivered to it by the Foreign Economic Administration, whether applications therefor had been made in its own name, in its name as agent, or in the name of some other person, firm or corporation, to the end that export licenses might be immediately available for a client's use; licenses were requested by it for the export of large round number quantities of material, and Rediker Bros. Shipping Co. Inc. made application for, received and used, export licenses for which neither it nor those for whom it purported to act as agent had firm orders from the purchasers named therein and permitted such export licenses to be used as export authority for persons other than those named therein, all of which was and is illegal in violation of export license rules and regulations.

It was further found upon satisfactory evidence that examination by officials of the Bureau of Customs of various shipments of materials designated as rayon remnants, Schedule B No. 384990, in Shipper's Export Declarations, prepared and executed by Rediker Bros. Shipping Co. Inc. and supported by export licenses for the export of rayon remnants 1-10 yards in length, which Rediker Bros. Shipping Co. Inc. had caused to be issued and delivered to it, disclosed that of such shipments various shipments contained a great number of pieces in lengths greatly in excess of 10 yards, and that in one instance piece goods of lengths in excess of 10 yards had been deliberately cut into lengths of less than 10 yards in order that the same might qualify for export under the licenses authorizing such shipments.

The Commissioner concluded, from the evidence presented at the hearing, that respondent Rediker Bros. Shipping Co. Inc. made applications for export licenses for itself and others when it knew that firm orders for the merchandise for which export licenses were sought did not exist; that said respondent made various false statements and representations in its various applications to the Foreign Economic Administration for export licenses; that said respondent breached the obligation it assumed that no export licenses accepted by it would be used for any purpose contrary to the export control regulations; and that said respondent knowingly and illegally aided and abetted deceptive and fraudulent practices in connection with attempted exportation of merchandise contrary to § 801.7 of the export control rules and regulations.

The Compliance Commissioner has found that the charges should be dismissed against all respondents except Rediker Bros. Shipping Co. Inc. I am, therefore, bound under the regulations by his conclusions, but from a reading of the record and had I any discretion in the matter, my conclusions would have been otherwise and I would not have been satisfied with a mere reprimand.

mand but would have ordered other action.

With respect to the findings and recommendations of the Compliance Commission in so far as respondents Rediker Bros. Shipping Co. Inc. is concerned, I find them supported by the record and, therefore, adopt those conclusions and recommendations.

It needs to be said, however, that the course of conduct of Rediker Bros. Shipping Co. Inc., its officers and agents and employees, shows a preconceived plan to evade the export control regulations in a most flagrant manner. The extreme shortage of textiles in this country is well known. The acts of this respondent, and its officers and employees, if permitted to continue, would result in depriving our domestic market of urgently needed textiles; would weaken the carefully constructed system of allocations for domestic and foreign needs established by the War Production Board and other agencies of our government; and it would place at a competitive disadvantage those exporters who have followed the prescribed export regulations.

Now, therefore, it is determined and ordered, That Rediker Bros. Shipping Co. Inc. and any person, association or organization acting in its behalf or for its account, be and each of them is hereby denied the privilege of obtaining individual or any other type of export license and is denied the use of any general or other type of export license authorizing any exportation whatsoever from the United States until and including December 31, 1945, and that all presently outstanding export licenses issued to the said Rediker Bros. Shipping Co. Inc. be and the same are hereby revoked;

And it is further ordered, That the charges against the respondents Rediker Bros. Inc. and Solomon J. Rediker, Moe J. Rediker, Harry Rediker and H. George Rediker doing business as Rediker Bros. Shipping Co. be and the same are dismissed.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638; 77th Cong.; Pub. Law 397, 78th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: July 6, 1945.

WALTER FREEDMAN,
Deputy Director,
Requirements and Supply Branch,
Bureau of Supplies.

[F. R. Doc. 45-12404; Filed, July 9, 1945;
11:13 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-595]

REYNOSA PIPE LINE CO.

ORDER GRANTING REHEARING

JULY 5, 1945.

Upon consideration of the application filed on June 6, 1945, by the Reynosa Pipe Line Company, requesting rehearing and

reconsideration of the Commission's order of May 8, 1945, dismissing, without prejudice, the application of Reynosa Pipe Line Company for authorization under section 3 of the Natural Gas Act, to export natural gas from the State of Texas to the Republic of Mexico; and

It appearing to the Commission that: The Reynosa Pipe Line Company desires to offer new and additional evidence in support of its application filed under section 3 of the Natural Gas Act;

The Commission finds that: It is appropriate and in the public interest to grant a rehearing in this matter for the purpose of receiving further evidence with respect to the application of Reynosa Pipe Line Company for an order under section 3 of the Natural Gas Act to authorize the exportation of gas from the State of Texas to the Republic of Mexico.

The Commission orders that:

(a) The application of Reynosa Pipe Line Company for rehearing and reconsideration of the Commission's order of May 8, 1945, in this matter be and the same is hereby granted, such rehearing to be held at a time and place to be hereafter fixed by the Commission.

(b) Intervener, Railroad Commission of Texas, may participate in this proceeding on rehearing in accordance with leave heretofore granted by the Commission.

(c) Other interested State commissions may also participate in the rehearing as provided by § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-12392; Filed, July 9, 1945;
9:48 a. m.]

[Docket No. IT-5519]

BONNEVILLE PROJECT, COLUMBIA RIVER,
OREG.-WASH.

ORDER FOR REHEARING

JULY 6, 1945.

It appearing to the Commission that: (a) On January 16, 1945, the Administrator of the Bonneville Project filed with the Commission for confirmation and approval, pursuant to the provisions of the Bonneville Act (50 Stat. 731), as amended, (1) certain schedules of rates and charges for electric energy produced at the Bonneville Project; (2) certain modifications of the existing filed general rate schedule provisions; and (3) a proposed revised Administrative interpretation entitled "Principles and Procedures To Be Followed in the Calculation of Computed Demand."

(b) The schedules of rates and charges submitted were: Rate Schedule A-4 for "At Site" Firm Power, embodying modifications in existing Schedule A-3; Rate Schedule C-4 for "Transmission System" Firm Power, embodying modifications in existing Schedule C-3; Rate Schedule E-3 for "At Site" and "Transmission System" Firm Power, embodying modifications in existing Schedule E-2; Rate

Schedule F-3 for "At Site" and "Transmission System" Firm Power, embodying modifications in existing Schedule F-2; and Rate Schedule H-3 for Dump Energy, embodying modifications in existing Schedule H-2.

(c) On February 6, 1945, notice of the above filings was published in the FEDERAL REGISTER by the Commission which stated that any person desiring to make representations with respect thereto should, on or before February 26, 1945, file with the Commission a petition or protest in accordance with the Commission's rules of practice and regulations.

(d) Protests and complaints respecting the proposed rate schedule E-3 were filed on February 22, 1945, by Pacific Power and Light Company, Northwestern Electric Company, and The Washington Water Power Company, and by Mountain States Power Company on February 24, 1945. Protests and complaints respecting proposed rates C-4, E-3, and F-3, proposed modifications of the general rate schedule provisions, and the proposed revised Administrative interpretation entitled "Principles and Procedures To Be Followed in the Calculation of Computed Demand," were filed by Puget Sound Power and Light Company on February 24, 1945.

The Commission finds that: It is desirable and in the public interest, in carrying out its responsibilities pursuant to the Bonneville Act, to hold a hearing in this matter.

The Commission orders that: A public hearing be held in the above matter commencing on the 24th day of July, 1945, at 10:00 a. m. (p. w. t.) in Spokane, Washington, at a place to be hereafter designated, at which the above-named complainants, the Bonneville Power Administrator, and other interested parties may present testimony and information relevant to the Commission's consideration of the proposed rate schedules C-4, E-3, and F-3, to the extent that they modify existing schedules, the proposed modifications of the general rate schedule provisions, and the proposed revised Administrative interpretation entitled "Principles and Procedures To Be Followed in the Calculation of Computed Demand."

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-12393; Filed, July 9, 1945;
9:48 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5313]

FADA RADIO AND ELECTRIC CO., INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 5th day of July, A. D. 1945

In the matter of Fada Radio and Electric Company, Inc., a corporation, and Jacob M. Marks, an individual and president of Fada Radio and Electric Company, Inc.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Andrew B. Duvall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, July 24, 1945, at ten o'clock in the forenoon of that day (eastern standard time), in Room 505, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission. §

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-12371; Filed, July 7, 1945;
10:56 a. m.]

[Docket No. 5327]

WILLIAM J. ELLISON, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 5th day of July A. D. 1945.

In the matter of William J. Ellison, Inc., a corporation, and Albert A. Chapman, an individual and president of William J. Ellison, Inc., a corporation.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Andrew B. Duvall, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, July 19, 1945, at ten o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-12372; Filed, July 7, 1945;
10:56 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 323, General Permit 1]

REFRIGERATION OF ORANGES IN ARIZONA AND CALIFORNIA

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 323, (10 F.R. 8143), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 323 insofar as it applies to the pricing of a refrigerator car to be loaded with oranges at any point in the States of Arizona or California, when the oranges to be loaded in such preiced car have been precooled by the shipper before loading at a regularly established precooling plant where car icing facilities are not available; and the transportation of such precooled cars when loaded.

This general permit shall become effective at 12:01 a. m., July 7, 1945.

The car order and the waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of July, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-12409; Filed, July 9, 1945;
11:29 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination]

SCRANTON TRANSIT CO.

POSSESSION AND OPERATION OF PLANTS, FACILITIES, AND TRANSPORTATION SYSTEM

Pursuant to Executive Order 9570 (10 F.R. 7235), I hereby determine that possession and control of the transportation system of Scranton Transit Company by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the transportation system of Scranton Transit Company, Scranton, Pennsylvania, including all real and personal property, plants, facilities, and other assets of said company, taken and assumed pursuant to Executive Order 9570 and the notice and order of the Director of the Office of Defense Transportation issued June 15, 1945, is hereby terminated and relinquished as of 12:01 o'clock a. m., July 8, 1945. No further action shall be required to effect the termination of Government

control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed the Office of Defense Transportation, Washington 25, D. C.

Issued at Washington, D. C., this 7th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-12366; Filed, July 7, 1945;
10:29 a. m.]

[Supp. Order ODT 7, Rev. 1, Revocation] SHIPPERS AND CARRIERS TO MAKE CERTAIN TANK CAR REPORTS

Pursuant to Executive Order 8989, as amended, *It is hereby ordered*, That: Supplementary Order ODT 7, Revised 1 (10 F.R. 803), be, and it is hereby, revoked effective July 7, 1945.

(E.O. 8989, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 7th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-12368; Filed, July 7, 1945;
10:30 a. m.]

[Supp. Order ODT 15, Rev. 1, Revocation] MARTIN MARINE TRANSPORTATION CO. OPERATIONS WITH THE TUG "P. F. MARTIN"

Pursuant to Executive Order 8989, as amended; *It is hereby ordered*, That: Supplementary Order ODT 15, Revised 1 (9 F.R. 4495), be, and it is hereby, revoked effective July 7, 1945.

(E.O. 8989, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 7th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-12367; Filed, July 7, 1945;
10:30 a. m.]

WENTWORTH BUS LINES, INC. POSTPONEMENT OF CANCELLATION ORDER

Pursuant to a directive issued by the Director of the Office of Economic Stabilization July 6, 1945,

It is hereby ordered, That the effective date of the cancellation order issued June 26, 1945, in the matter of Wentworth Bus Lines, Inc., Dover, New Hampshire (10 F.R. 7945), shall be, and it hereby is, postponed to August 15, 1945.

Issued at Washington, D. C., this 7th day of July 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-12396; Filed, July 9, 1945;
10:13 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Rev. Order 3178]

SHELLITE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:* Order 3178 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Shellite Company, 3513 Woodward Avenue, Detroit, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	No.	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
20-mm. shell cigarette lighter.....	1	Each \$0.77	Each \$1.03	Each \$2.75

These maximum prices are for the article described in the manufacturer's application dated December 27, 1944.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$2.75 Each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 7th day of July 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12267; Filed, July 6, 1945;
11:03 a. m.]

[MPR 188, Rev. Order 3675]

HARRY M. RIGHTER

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

Order 3675 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Harry M. Righter, 10111 Nanford Road, Cleveland 2, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	No.	Maximum prices for sales by all persons to—		
		Wholesalers	Retailers	Consumers
Cigarette maker.....	1	Each \$1.00	Each \$1.11	Each \$1.59

These maximum prices are for the article described in the manufacturer's application dated April 27, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That

tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$1.59 Each
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 7th day of July 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12266; Filed, July 6, 1945;
11:03 a. m.]

[MPR 188, Rev. Order 3918]

CHICAGO CABINET CO., INC.

APPROVAL OF MAXIMUM PRICES

Order No. 3918 under § 1499.158 of MPR 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Chicago Cabinet Co., Inc., 6100 West Grand Avenue, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article and model No.	For sales by the manufacturer to the exclusive distributor				For sales by any person to ultimate consumers			
	For sales by the manufacturer to the exclusive distributor	For sales by the exclusive distributor to other wholesalers	For sales by any person to retailers	For sales by any person to ultimate consumers	For sales by the manufacturer to the exclusive distributor	For sales by the exclusive distributor to other wholesalers	For sales by any person to retailers	For sales by any person to ultimate consumers
Utility cabinet; RC-1.....	Each \$7.00	Each \$8.14	Each \$10.17	Each \$16.95	Each \$7.00	Each \$8.14	Each \$10.17	Each \$16.95

These prices are for the articles described in the manufacturer's application dated February 5, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory, net ten days, except that in case of sales to ultimate consumers the price is net on delivery.

(3) For sales by persons, other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order, and are f. o. b. the seller's city. The prices for sales to other wholesalers and retailers are net ten days.

(4) Persons making sales to retailers and ultimate consumers in the area west of the Mississippi River and south of the Mason and Dixon Line may add to the

prices set forth above for such sales the actual incoming freight charges which he has paid together with any amount he has paid his supplier for freight charges, but this charge may not exceed \$1.00 per cabinet.

(5) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 7th day of July, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12268; Filed, July 6, 1945;
11:03 a. m.]

[MPR 188, Order 4044]

JOHN N. COSGROVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by John N. Cosgrove Company, of 7319 New Utrecht Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric hot plate: 2-burner, 2 switches 6' cord attached with plug, brown cracked finish...	A	Each \$2.50	Each \$3.00	Each \$3.25	Each \$5.00
Electric hot plate: 2-burner, 2 switches 6' iron cord and plug, brown cracked finish.	B	2.88	3.41	3.67	5.50
Electric hot plate: 1-burner, pen type, brown cracked finish.	C	1.10	1.30	1.40	2.1

These maximum prices are for the articles described in the manufacturer's application dated May 26, 1945, and include the Federal excise tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statements with the correct model number and price filled in:

Either
Order No. -----
Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach
Federal Excise Tax Included
or
John N. Cosgrove
7319 New Utrecht Avenue
Brooklyn, N. Y.
Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach
Federal Excise Tax Included

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 7th day of July, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12269; Filed, July 6, 1945;
11:03 a. m.]

[MPR 188, Order 4045]

GENERAL SALES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the clothes hampers manufactured by the General Sales Company, 222 Colorado National Bank Building, Denver, Colo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—	
		Retailers	Consumers
Clothes hamper....	Denver #1 Zephyr. Century #3 Zephyr.	Each \$2.25 3.66	Each \$3.75 6.10

These maximum prices are for the articles described in the manufacturer's application dated February 28, 1945.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct price filled in:

OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 7th day of July 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12270; Filed, July 6, 1945;
11:04 a. m.]

[MPR 188, Order 4046]

NATHAN L. COHEN

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Nathan L. Cohen, 605 East Wyoming Avenue, Philadelphia 20, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
26" glazed pottery table lamp base (no shade).	I-C	Each \$3.82	Each \$4.50	Each \$8.10
24 1/2" enameled plaster table lamp base (no shade).	PI-X	2.76	3.25	5.85

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank space:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14-J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of July 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12271; Filed, July 6, 1945; 11:04 a. m.]

[MPR 188, Order 4047]

B. & L. LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered: (a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by B. & L. Lamp Company, 358 Broome Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Portable glass lamp.	22	Each \$4.04	Each \$4.75	Each \$8.55
	37	5.31	6.25	11.25
	220	3.40	4.00	7.20
	227	3.83	4.50	8.10
	230	2.21	2.60	4.68
	237	4.04	4.75	8.55
	253	3.40	4.00	7.20
	262	5.10	6.00	10.80
	500	5.31	6.25	11.25
	600	4.89	5.75	10.35

These maximum prices are for the articles described in the manufacturer's application dated April 4, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank space:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser

in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14-J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of July 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12272; Filed, July 6, 1945; 11:05 a. m.]

[MPR 260, Order 1486]

JOSE FLORIDO GONZALEZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) Jose Florido Gonzalez, Baldorioty St., Manati, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Coronas Corrientes.	45's-----	50	Per M \$56	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with re-

spect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12273; Filed, July 6, 1945;
11:05 a. m.]

[MPR 260, Order 1487]

ELEUTERIO ANDINO

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Eleuterio Andino, General Delivery, Ceame, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Flor de Ceame.	Ceame Favoritas...	50	Per M \$48	Cents 6
	Ceame Queens.....	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change

therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12274; Filed, July 6, 1945;
11:05 a. m.]

[MPR 260, Order 1488]

ANNA CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Anna Cigar Factory, 3410 15th Street, Tampa 5, Fla. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list

price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Anna Cigar.....	Brevas Long Filler.	50	Per M \$123.00	Cents 16
	Ceomars.....	50	82.50	11
	Corona 5 1/4".....	50	56.00	7
	Corona 5".....	50	56.00	7
	Cadets.....	50	48.00	6
	Corona Special.	50	48.00	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12275; Filed, July 6, 1945;
11:05 a. m.]

[MPR 260, Order 1489]

F. FERNANDEZ JR. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) F. Fernandez Jr. Cigar Factory, 2206 N. Boulevard, Tampa 3, Fla. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Boulevard	Corona	50	Per M \$97.50	Cents 13
	Reinas	50	93.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or

frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12276; Filed, July 6, 1945;
11:06 a. m.]

[MPR 260, Order 1490]

JUAN CARRION

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Juan Carrion, M. G. G. St., Gurabo, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Granada Grande "Queen"	5 1/4	50	Per M \$60	Cents 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand

and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12277; Filed, July 6, 1945;
11:06 a. m.]

[MPR 260, Order 1491]

PEDRO BERRIOS ORTIZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Pedro Berrios Ortiz #20 Vallejo St., Rio Piedros, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Escudo	Carona	50	Per M \$48.00	Cents 8
Escudo Brand	Little Palm Special	50	90.00	12
	Perfectos	50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices

[MPR 260, Order 1493]

WEBER E. IVINS TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Weber E. Ivins Tobacco Co., Post Office Box 132, Fernandez Juncos (Opp. Pier #2) San Juan, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Ivins Specials.....	Caronas.....	50	Per M \$63.75	Cents 2 for 25
Ivins Exquisitos.....	Perfectos.....	50	90.00	12
Ivins Elegante.....	Selectos.....	50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12279; Filed, July 6, 1945; 11:07 a. m.]

are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12278; Filed, July 6, 1945; 11:07 a. m.]

[MPR 260, Order 1492]

TOMAS RIVERA

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Tomas Rivera, 29 Jabas Street, Ponce, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive

each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Muna.....	Perfectos.....	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12279; Filed, July 6, 1945; 11:07 a. m.]

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12280; Filed, July 6, 1945;
11:07 a. m.]

[MPR 260, Order 1494]

A. B. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. B. Cigar Factory, 1514 26th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
A. B.	Panatela.....	50	Per M \$138	Cents 18
	Coronas.....	50	109	22
	Breva.....	50	109	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted,

charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12281; Filed, July 6, 1945;
11:07 a. m.]

[MPR 260, Order 1495]

ANTONIO ARROYO

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Antonio Arroyo, Munoz Rivera Street, Caguas, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
'Mi Trinchera'	Tacas.....	50	Per M \$48	Cents 6
	Queen.....	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark

of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 7th, 1945.

Issued this 6th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12285; Filed, July 6, 1945;
11:08 a. m.]

[MPR 120, Order 1409]

CENTRAL EXCAVATORS, INC. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered*:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 14. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment

for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. Maximum Price Regulation No. 120.

CENTRAL EXCAVATORS INC., BOX 108, PANAMA, OKLA., NO. 1 MINE, UPPER AND LOWER HARTSHORNE SEAM, MINE INDEX NO. 1049, LE FLORE COUNTY, OKLA., RAIL SHIPPING POINT, BEDWELL No. 2 Siding, OKLA., STRIP MINE, PRODUCTION GROUP No. 6.

	Size group Nos.														
	1, 2A	2, 3	4	5	6, 7, 8	9, 10, 11	12, 13	14, 15, 16	17	18	19	20	21	22	23
All methods of transportation... for all uses.....	565	550	-----	-----	555	500	445	220	325	405	455	375	335	255	-----

ARKANSAS SHIPPING CO., c/o PERCY UPTON, PYRAMID BLDG., LITTLE ROCK, ARK., RUBIAT MINE, SEADRA SEAM, MINE INDEX NO. 1030, JOHNSON COUNTY, ARK., RAIL SHIPPING POINT, MONTANA, ARK., STRIP MINE, PRODUCTION GROUP No. 1

All methods of transportation for all uses.....	Size group Nos.													
	1, 2A	2, 3	4	5	6, 7, 8	9, 10, 11	12, 13, 14, 15, 16	17	18	19	20	21	22	23
	590	575	-----	-----	625	640	590	325	325	400	500	375	335	255

HASKIN AND McDONALD, ROUTE 3, FORT SMITH, ARK., HASKINS & McDONALD No. 6 Mine, Upper and Lower
HARTSHORE SEAM, MINE INDEX No. 1068, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1069, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1070, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1071, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1072, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1073, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1074, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1075, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1076, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1077, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1078, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1079, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1080, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1081, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1082, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1083, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1084, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1085, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1086, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1087, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1088, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1089, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1090, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1091, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1092, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1093, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1094, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1095, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1096, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1097, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1098, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1099, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1100, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1101, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1102, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1103, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1104, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1105, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1106, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1107, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1108, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1109, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1110, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1111, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1112, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1113, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1114, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1115, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1116, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1117, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1118, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1119, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1120, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1121, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1122, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1123, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1124, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1125, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1126, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1127, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1128, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1129, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1130, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1131, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1132, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1133, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1134, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1135, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1136, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1137, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1138, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1139, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1140, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1141, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1142, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1143, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1144, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1145, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1146, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1147, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1148, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1149, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1150, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1151, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1152, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1153, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1154, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1155, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1156, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1157, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1158, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1159, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1160, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1161, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1162, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1163, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1164, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1165, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1166, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1167, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1168, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1169, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1170, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1171, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1172, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1173, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1174, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1175, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1176, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1177, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1178, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1179, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1180, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1181, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1182, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1183, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1184, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1185, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1186, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1187, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1188, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1189, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1190, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1191, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1192, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1193, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1194, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1195, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1196, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1197, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1198, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1199, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1200, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1201, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1202, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1203, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1204, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1205, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1206, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1207, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1208, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1209, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1210, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1211, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1212, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1213, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1214, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1215, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1216, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1217, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1218, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1219, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1220, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1221, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1222, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1223, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1224, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1225, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1226, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1227, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1228, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1229, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1230, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1231, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1232, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1233, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1234, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1235, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1236, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1237, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1238, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1239, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1240, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1241, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1242, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1243, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1244, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1245, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1246, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1247, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1248, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1249, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1250, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1251, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1252, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1253, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1254, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1255, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1256, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1257, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1258, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1259, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1260, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1261, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1262, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1263, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1264, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1265, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1266, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1267, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1268, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1269, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1270, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1271, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1272, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1273, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1274, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1275, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1276, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1277, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1278, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1279, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1280, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1281, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1282, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1283, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1284, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1285, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1286, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1287, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1288, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1289, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1290, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1291, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1292, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1293, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1294, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1295, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1296, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1297, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1298, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1299, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1300, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1301, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1302, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1303, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1304, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1305, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1306, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1307, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1308, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1309, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1310, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1311, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1312, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1313, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1314, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1315, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1316, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1317, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1318, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1319, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1320, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1321, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1322, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1323, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1324, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1325, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1326, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1327, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1328, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
HARTSHORE SEAM, MINE INDEX No. 1329, SEBASTIAN COUNTY, ARK., RAIL SHIPING POINT, JENNY LIND, ARK.,
H

HASKIN AND McDONALD, ROUTE 3, FORT SMITH, ARK., HASKINS & McDONALD No. 6 MINE, UPPER AND LOWER HARTSHORNE SEAM, MINE INDEX NO. 1028, SEBASTIAN COUNTY, ARK., RAIL SHIPPING POINT, JENNY LIND, ARK., DEEP MINE, PRODUCTION GROUP No. 5B.

	Size group Nos.														
	1, 2A	2, 3	4	5	6, 7, 8	9, 10, 11	12, 13, 14, 15, 16	17	18	19	20	21	22	23	
All methods of transportation for all uses.....	600	585	-----	-----	600	565	500	325	380	450	500	430	390	310	670

MAGNANI AND DORMAN COAL CO., c/o G. MAGNANI, HARTFORD, ARK., MAGNANI & DORMAN MINE, LOWER HARTSHORNE SEAM, MINE INDEX NO. 1017, SEBASTIAN COUNTY, ARK., RAIL SHIPPING POINT, HARTFORD, ARK., DEEP MINE, PRODUCTION GROUP No. 5B.

	Size group Nos.													
	1, 2A	2, 3	4	5	6, 7, 8	9, 10, 11	12, 13, 14, 15, 16	17	18	19	20	21	22	23
All methods of transportation for all uses.....	600	585	-----	-----	600	565	500	325	330	450	500	430	390	310

This order shall become effective July 9, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12326; Filed, July 7, 1945; 10:04 a. m.]

[MPR 120, Order 1410]

CEDAR VALLEY MINING CORP. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance

with the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. Maximum Price Regulation No. 120.

CEDAR VALLEY MINING CORP., 610 TRIBUNE BLDG., TERRE HAUTE, IND., CEDAR VALLEY MINE, UNSMAM SEAM, MINE INDEX NO. 2010, GIBSON & PIKE COUNTIES, IND., RAIL SHIPPING POINT, MACKAY, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP 19, MAXIMUM TRUCK PRICE GROUP 2

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail Shipment.....	274	249	209	224	189	149	119	-----	-----	-----	-----	-----
Truck shipment.....	329	314	264	254	234	169	139	-----	-----	-----	-----	-----

MADRID HILL SUPER BLOCK COAL CO., WILLOUGHBY TOWER, S. S. MICHIGAN AVENUE, CHICAGO 3, ILL., MAHIAH HILL No. 2 MINE, BRAZIL BLOCK SEAM, MINE INDEX No. 2012, SPENCER COUNTY, IND., RAIL SHIPPING POINT, DALE, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP No. 17, MAXIMUM TRUCK PRICE GROUP No. 1

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail shipment.....	394	374	364	339	209	234	224	224	224	169	204	139
Truck shipment.....	394	334	299	284	239	264	254	254	254	164	199	134

SHASTA COAL CORP., 230 N. MICHIGAN AVE., CHICAGO, ILL., SHASTA MINE, SIXTH VEIN SEAM, MINE INDEX No. 2014, KNOX COUNTY, IND., RAIL SHIPPING POINT, BICKNELL, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP 7, MAXIMUM TRUCK PRICE GROUP 2

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail shipment.....	274	249	209	224	189	149	119	-----	-----	-----	-----	-----
Truck shipment.....	329	314	264	254	234	169	139	-----	-----	-----	-----	-----

Railroad locomotive fuel:

Mine run, modified mine run and all lump and all double screened

249

Screenings—Top Size not exceeding 2"

194

This order shall become effective July 9, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12327; Filed, July 7, 1945; 10:04 a. m.]

for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.222 and all other provisions of Maximum Price Regulation No. 120.

CEDAR VALLEY MINING CORP., 610 TRIBUNE BLDG., TERRE HAUTE, IND., CEDAR VALLEY MINE, UNSMAM SEAM, MINE INDEX NO. 2010, GIBSON & PIKE COUNTIES, IND., RAIL SHIPPING POINT, MACKAY, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP 19, MAXIMUM TRUCK PRICE GROUP 2

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail Shipment.....	274	249	209	224	189	149	119	-----	-----	-----	-----	-----
Truck shipment.....	329	314	264	254	234	169	139	-----	-----	-----	-----	-----

MADRID HILL SUPER BLOCK COAL CO., WILLOUGHBY TOWER, S. S. MICHIGAN AVENUE, CHICAGO 3, ILL., MAHIAH HILL No. 2 MINE, BRAZIL BLOCK SEAM, MINE INDEX No. 2012, SPENCER COUNTY, IND., RAIL SHIPPING POINT, DALE, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP No. 17, MAXIMUM TRUCK PRICE GROUP No. 1

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail shipment.....	394	374	364	339	209	234	224	224	224	169	204	139
Truck shipment.....	394	334	299	284	239	264	254	254	254	164	199	134

SHASTA COAL CORP., 230 N. MICHIGAN AVE., CHICAGO, ILL., SHASTA MINE, SIXTH VEIN SEAM, MINE INDEX No. 2014, KNOX COUNTY, IND., RAIL SHIPPING POINT, BICKNELL, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP 7, MAXIMUM TRUCK PRICE GROUP 2

	Size group Nos.											
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16	17	18	19	20	21
Rail shipment.....	274	249	209	224	189	149	119	-----	-----	-----	-----	-----
Truck shipment.....	329	314	264	254	234	169	139	-----	-----	-----	-----	-----

[MPR 120, Order 1411]

ACUP COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of July 1945.

five date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton

f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ACUP COAL CO., c/o DAVE SPEARS, LOTHAM, KY., ACUP MINE, HAZARD No. 4 SEAM, MINE INDEX No. 7410, PERKY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: JEFF, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.														
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	
Price classification.....	K	K	K	K	J	J	H	G	E	G	D	K	K	K	
Rail shipments and railroad fuel.....	380	375	365	365	360	350	330	325	325	360	315	300	295	295	
Truck shipment.....	395	375	350	350	335	310	275	270							

BANKER-SLASH DAM COAL COR., WAKENVA, VA., OPEN FORK MINE, UPPER BANNER SEAM, MINE INDEX No. 7411, DICKENSON COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: NORA, VA., F. O. G. 10, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	M	M	M	M	K	K	J	G	E	E	D	G	G	G
Price classification.....	M	M	M	M	K	K	J	G	E	E	D	G	G	G
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	385	315	310	300	295
Truck shipment.....	395	375	350	350	335	310	275	270						

GATENS COAL CO., QUICK, W. VA., GATENS MINE, No. 5 BLOCK SEAM, MINE INDEX No. 7395, KANAWHA COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: QUICK, W. VA., F. O. G. 127, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 4

Price classification.....	Q	Q	Q	Q	P	P	O	M	K	M	F	M	M	M
Rail shipment.....	345	340	335	335	320	315	310	310	305	355	310	280	275	270
Railroad fuel.....	345	340	335	335	325	325	325	325	325	355	310	280	275	270
Truck shipment.....	405	385	355	365	335	320	275	270	-----	-----	-----	-----	-----	-----

LAW MINING CO., P. O. BOX 2107, CHARLESTON 28, W. VA., DALE RIDGE MINE, UPPER BANNER SEAM, MINE INDEX No. 7405, WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: TOMS CREEK, VA., F. O. G. 30, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

Price classification.....	M	M	M	M	K	K	J	F	C	E	C	C	C	C
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	330	330	385	315	315	315	315
Truck shipment.....	395	375	350	350	335	310	275	270						

LOGAN E. HIBBITTS, CLINTWOOD, VA., No. 1 MINE, ELKHORN No. 3 SEAM, MINE INDEX No. 7036, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

Price classification.....	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel.....	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Truck shipment.....	430	410	365	380	345	320	275	270						

IRA POTTER, JENKINS, KY., IRA POTTER MINE, ELKHORN No. 3 SEAM, MINE INDEX No. 7419, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

Price classification.....	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel.....	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Truck shipment.....	430	410	365	380	345	320	275	270						

This order shall become effective July 9, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12328; Filed, July 7, 1945;
10:05 a. m.]

[RMFR 136, Order 464]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal

Register and pursuant to section 9 of Revised Maximum Price Regulation No. 136 and section 6.4 of Second Revised Supplementary Regulation No. 14; It is ordered:

(a) The Norge Division, Borg-Warner Corporation, 88 West Broadway, Muskegon Heights 61, Michigan is authorized to sell to distributors the models of refrigerator replacement units listed below which it manufactures or rebuilds at prices no higher than those set forth below opposite each model number:

Model:	Maximum price for each unit
RH-3385S.....	\$40.70
RH-3386S.....	40.70
RH-2386S.....	41.80
RH-3633S.....	41.80
OO-0187S.....	41.80
RH-2818S.....	42.90
RH-3388S.....	42.90

Model—Continued.	Maximum price for each unit
OO-0500S.....	\$42.90
RH-2821S.....	45.10
EH-3412S.....	45.10
OO-0550S.....	45.10

These prices include the Federal excise tax and a four year replacement warranty. They are f. o. b. factory but are subject to a transportation allowance equal to the cost of shipping the replacement unit by the most economical route from the factory through the distributor to dealer and of returning the inoperative unit to the factory via the same route. This allowance shall be credited to the distributor upon receipt of the inoperative unit at the factory accompanied by paid and receipted transportation bills covering the transportation of the replacement unit and of the inoperative unit between the dealer and distributor.

(b) Distributors of Norge refrigerator replacement units are authorized to sell such units to dealers at prices no higher than those set forth below opposite each model number.

Model:	Maximum price for each unit
RH-3385S.....	\$48.84
RH-3386S.....	48.84
RH-2386S.....	50.16
RH-3633S.....	50.16
OO-0187S.....	50.16
RH-2818S.....	51.48
RH-3388S.....	51.48
OO-0500S.....	51.48
RH-2821S.....	54.12
EH-3412S.....	54.12
OO-0550S.....	54.12

These prices include the Federal excise tax, a four year replacement warranty, and delivery.

(c) Dealers may sell Norge refrigerator replacement units to consumers at prices no higher than those set forth below opposite each model number.

Model:	Maximum price for each unit
RH-3385S.....	\$62.52
RH-3386S.....	62.52
RH-2386S.....	64.20
RH-3633S.....	64.20
OO-0187S.....	64.20
RH-2818S.....	65.89
RH-3388S.....	65.89
OO-0500S.....	65.89
RH-2821S.....	69.27
EH-3412S.....	69.27
OO-0550S.....	69.27

These prices include the Federal excise tax, installation of the unit in the refrigerator of the consumer, and a four year replacement warranty.

(d) Any seller subject to this order may require, in connection with sales under this order, the surrender by the buyer of an inoperative unit which the rebuilt or new unit is intended to replace.

(e) This order may be revoked or amended by the Office of Price Administration at any time.

(f) This order shall become effective on the 5th day of July 1945.

Issued this 4th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12046; Filed, July 4, 1945;
11:31 a. m.]

[RMPR 136, Order 466]

BEAVER PIPE TOOLS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 466 under Revised Maximum Price Regulation 136. Machines, parts, and industrial equipment. Beaver Pipe Tools, Inc. Docket No. 6083-136.21-404.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 (b) of Revised Maximum Price Regulation 136; *It is ordered:*

(a) The maximum list prices of Beaver Pipe Tools, Inc., Warren, Ohio, for its sales of the following pipe tools shall be as follows:

Item:	Maximum list price
No. 7-R die	\$0.85
No. 9-R die	.85
No. 10-R pipe threader	14.18

The foregoing list prices shall be subject to all discounts, allowances, and terms of delivery had in effect by Beaver Pipe Tools, Inc., just prior to the issuance of this order.

(b) The maximum price of any reseller of the pipe tools described in paragraph (a) hereof to any class of his purchasers shall be determined by increasing or decreasing the maximum prices which such reseller had in effect just prior to the issuance of this order to such class of purchasers by the dollars and cents amount in which his cost of such pipe tools has been increased pursuant to this order.

(c) Beaver Pipe Tools, Inc. shall notify its customers who purchase the subject pipe tools for resale of the amount by which such resellers' maximum prices may be increased or decreased pursuant to this order. A copy of each such notice shall be filed with the Office of Price Administration, Washington 25, D. C.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12329; Filed, July 7, 1945; 10:05 a. m.]

[RMPR 136, Order 467]

WAGNER MALLEABLE PRODUCT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 467 under Revised Maximum Price Regulation 136. Machines, Parts and Industrial Equipment. Wagner Malleable Product Co. Docket No. 6083-136.21-377.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) The maximum prices for sales by Wagner Malleable Product Co., Decatur,

Illinois, of its electrical conduit fittings and service cable fittings, shall be determined as follows: The manufacturer shall multiply by 106.2% the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of electrical conduit fittings, and service cable fittings manufactured by Wagner Malleable Product Co., shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order, the amount, in dollars and cents, by which his net invoiced cost has increased due to the adjustment granted by this order.

(c) Wagner Malleable Co. shall notify each purchaser who purchases electrical conduit fittings and service cable fittings for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12330; Filed, July 7, 1945; 10:05 a. m.]

[MPR 188, Order 4048]

ROBBINS & BURKE, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezers manufactured by the Robbins & Burke, Inc. and as described in its application dated May 15, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington, D. C., shall be:

Item	Size	On sales to—		
		Distributors	Dealers	Consumers
Model No. 15.	15.3 cu. ft. with 1/4 hp. condensing unit.	\$310	\$372	\$620
Model No. 20.	19 cu. ft. with 1/4 hp. condensing unit.	350	420	700

(b) On sales by the Robbins & Burke, Inc. the maximum net price established in (a) above may be increased by the

following amount to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the following: \$6.00.

(e) Each seller of the commodity covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation and crating charges.

(f) The Robbins & Burke, Inc. shall stencil on the inside of the lid or cover of the farm and home freezers covered by this order, the maximum net prices to consumers established by this order. The stencil shall contain substantially the following:

OPA Maximum Retail Price \$-----

Plus freight and crating as provided in Order No. 4048 under Maximum Price Regulation No. 188.

(g) Order No. 3533 issued March 30, 1945, and made effective March 31, 1945, is revoked.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12331; Filed, July 7, 1945; 10:06 a. m.]

[MPR 188, Order 4049]

EMPIRE TOY AND MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net prices for sales by any person of the number 2222 black rubber sink stopper manufactured by the Empire Toy Manufacturing Company of Chicago, Illinois and described in that company's application dated February 26, 1945 shall be:

On sales to wholesalers and jobbers--	Per gross \$8.45
On sales to dealers-----	11.25
On sales to consumers-----	Each \$0.10

(b) The maximum net prices established by this order shall be subject to discounts and allowances, including transportation allowances, price differentials and rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) Maximum net prices established by this order for the Empire Toy and Manufacturing Company shall be f. o. b. point of factory.

(d) Every person selling the commodity covered by this order, except retailers, shall notify each of its purchasers in writing at or before the issuance of the first invoice, of the maximum prices established by this order for each such seller as well as the maximum prices established for each purchaser on resale.

(e) The Empire Toy and Manufacturing Company shall print in a conspicuous place on the box containing the Model No. 2222 black rubber sink stopper the following:

Maximum retail price \$0.10 each.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12332; Filed, July 7, 1945;
10:06 a. m.]

[MPR 188, Order 4050]

OLDE DOMINION MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188, it is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezer manufactured by the Olde Dominion Manufacturing Company and as described in its application dated June 25, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Size	On sales to—		
		Distributors	Dealers	Consumers
No. 215	5 cu. ft. with ½ hp. condensing unit.	\$310	\$372	\$620

(b) On sales by the Olde Dominion Manufacturing Company the maximum net prices established in (a) above may be increased by the following amount to

each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) On sales by a distributor or dealer the following charges may be added to the maximum price established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the following: \$6.00.

(e) Each seller of the commodity covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum price established by this order for each such seller as well as the maximum price established for purchasers upon resale, including allowable transportation and crating charges.

(f) The Olde Dominion Manufacturing Company shall stencil on the inside of the lid or cover of the farm and home freezer covered by this order, the maximum net price to consumers established by this order. The stencil shall contain substantially the following:

OPA Maximum Retail Price—\$620 Plus freight and crating as provided in Order No. 4050 under Maximum Price Regulation No. 188.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-12333; Filed, July 7, 1945;
10:06 a. m.]

[Gen. RO 8, 3^d Amdt. 1 to Cancellation Order 1st]

WENTWORTH BUS LINES, INC.

CANCELLATION OF RATIONING RIGHTS

The Director of the Office of Economic Stabilization has by Directive issued July 6, 1945, directed that the effective date of Cancellation Order No. 1 under General Ration Order No. 8 be changed to August 15, 1945.

Therefore, Cancellation Order No. 1 under General Ration Order No. 8 is amended in the following respects:

1. Section 1 is amended by striking out "July 9, 1945" and inserting "August 15, 1945" in place thereof.

10 F.R. 8163.

8 F.R. 3783, 5677, 9626, 15455; 9 F.R. 402, 1325, 2746, 4196, 4878, 7419; 10 F.R. 860, 8236.

2. Section 2 is amended by deleting "July 10, 1945" and inserting in place thereof "August 16, 1945" and by deleting "July 15, 1945" in both places in which it appears in said section and inserting in place thereof "August 21, 1945".

3. Section 3 is amended by deleting "July 10, 1945" and inserting "August 16, 1945" in place thereof.

4. The effective date of said Cancellation Order No. 1 is changed to August 15, 1945.

This order shall become effective July 9, 1945.

Issued this 7th day of July 1945.

MAX McCULLOUGH,
Deputy Administrator For Rationing.

[F. R. Doc. 45-12325; Filed, July 7, 1945;
10:04 a. m.]

Regional and District Office Orders.

[Region I Order G-3 Under Supp. Order 94]

USED U. S. NAVY IMPREGNATED BEDDING BAGS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration, the Emergency Price Control Act, as amended, Executive Orders No. 9250 and 9328, and in accordance with sections 11 and 13 of Supplementary Order No. 94, as amended, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales at wholesale and retail of used United States Navy impregnated bedding bags size when opened 93 inches by 79 inches with two center flaps centered on 79 inch ends measuring 17 inches by 45 inches, three rope ties on one side, three grommet holes on other.

(b) *Maximum prices.* Maximum prices for such used Navy bedding bags having the serviceability of new, good appearance, free from rips and tears and fully useful by the consumer for its intended purpose without further repair shall be:

- (1) Price for all sales at wholesale Each (f. o. b. seller's place of business) -- \$1.50
- (2) Price for all sales at retail----- 2.50

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the used bedding bags described in paragraph (a) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum reselling price, and stating that the retailer is required by this order to attach to each used bedding bag before sale a tag or label containing the following:

OPA Ceiling Price—\$2.50

(e) *Tagging.* Any person who sells the used bedding bags described in paragraph (a) at retail shall attach to each used bedding bag before sale a tag or label which plainly states the retail ceiling price.

(f) *Definitions.* (1) "Sales at Retail" means sales to purchasers for use.

(2) "Sales at Wholesale" means sales other than to purchasers for use.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective June 25, 1945.

Issued this 25th day of June 1945.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 45-12348; Filed, July 7, 1945;
10:12 a. m.]

[Region I Order G-49 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN MIDDLETOWN, CONN., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-49 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. In paragraphs (b), (c) and (e), the provisions, prices and references relating to "Jeddo Highland" are hereby deleted.

2. Paragraph (f) is amended to read as follows:

(f) *Certain named Pennsylvania anthracite coals.* The specific maximum prices set forth above for Pennsylvania anthracite may be increased by the following amounts when the following sizes of named Pennsylvania anthracite coals are sold; provided the following increases may be charged only if the conditions set forth in paragraph (b) of Region I Revised Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 are observed.

AMOUNT OF ADDITION

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Jeddo Highland: Broken, egg, stove, chestnut, pea and buckwheat.....	\$0.25	\$0.15	\$0.05	None
Rice.....	.15	.10	None	None
Raven Run: Broken, egg, stove, chestnut, pea, buck- wheat and rice.....	.30	.15	.10	None

3. Subparagraph (4) of paragraph (g) is hereby renumbered (4) (a).

4. Subparagraph (4) (b) is added to paragraph (g) to read as follows:

(4) (b) "Raven Run" means that Pennsylvania Anthracite produced by the Hazle Brook Coal Company, and Raven Run Coal Company and prepared at its Mid Valley Breaker and which meets the quality and preparation standards established by Order No. L-12 under Maximum Price Regulation No. 112.

This Amendment No. 1 to Order No. G-49 shall become effective June 28, 1945.

Issued this 25th day of June 1945.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 45-12358; Filed, July 7, 1945;
10:16 a. m.]

[Region I Order G-70 Under RMPR 122,
Amdt. 53]

SOLID FUELS IN SPECIFIED AREAS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Region I Order No. G-70 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Subparagraph (2) of paragraph (e) is amended by adding the following to the table set forth therein:

AMOUNT OF ADDITION

Kind and size	Per net ton	Per ½ ton	Per ¼ ton	Per 100 lbs.
Gilberton: Broken, egg, stove, chestnut, pea, buck- wheat and rice.....	\$0.40	\$0.20	\$0.10	None

2. Subparagraph (9) of paragraph (1) is amended by adding the word "Gilberton".

3. Subparagraph (50) is added to paragraph (1) to read as follows:

(50) "Gilberton" means that Pennsylvania anthracite produced by the Gilberton Coal Company and prepared at its Gilberton Breaker at Gilberton, Pennsylvania, and which meets the quality and preparation standards established by Order No. L-25 under Maximum Price Regulation No. 112.

This Amendment No. 53 shall become effective June 22, 1945.

Issued this 22d day of June 1945.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 45-12359; Filed, July 7, 1945;
10:16 a. m.]

[Region I, Order G-70 Under RMPR 127,
Amdt. 54]

SOLID FUELS IN SPECIFIED AREAS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, subparagraph (7) (Appendix 7—Bituminous Coal—Metropolitan Boston area) of paragraph (c) of Region I Order No. G-70 under Revised Maximum

Price Regulation No. 122, is hereby amended in the following respects:

1. In paragraph (b) (1), in the Table of Prices the provision for "Premier nut or pea" is amended to read as follows:

CLASSES OF PURCHASERS

Kind of coal	Classes AA & A	Class B	Class C
Premier nut or pea.....	\$8.65	\$8.87	\$9.09

2. In paragraph (c) (1), in the Table of Prices the provision for "Premier nut or pea" is amended to read as follows:

CLASSES OF PURCHASERS

Kind of coal	Class I	Class II	Class III	Class IV	Class V
Premier nut or pea.....	\$11.05	\$10.80	\$10.55	\$10.65	\$9.89

This Amendment No. 54 shall become effective July 3, 1945.

Issued this 3d day of July 1945.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 45-12360; Filed, July 7, 1945;
10:16 a. m.]

[Region II Order G-2 Under RMPR 235]

IMPORTED FRESH BANANAS IN NEW YORK REGION

For the reasons stated in the accompanying opinion, this order is issued.

SECTION 1. *What this order does.* This order adjusts upward the maximum prices for "processors" sales of bananas: *Provided*, That the bananas have been (a) produced in, and imported from Costa Rica, Guatemala, Honduras, and Panama, (b) unloaded from a rail car at a rail terminal, loaded onto a motor vehicle and transported to the processor's warehouse or ripening room, and (c) "processed." No adjustment is provided for bananas which do not meet all of these conditions.

SEC. 2. *Where this order applies.* This order applies to all "processors" of bananas whose warehouses or ripening rooms are located within a radius of 30 truck-miles of 42nd Street and 7th Avenue, New York, New York.

SEC. 3. *Adjustment.* The maximum price for sales by "processors" of bananas shall, if sections 1 and 2 above have been satisfied, be increased by 30¢ per cwt. The maximum prices otherwise applicable to all subsequent sales of such bananas shall be increased in each case by the same amount.

SEC. 4. *Definitions.* The terms "processed bananas" and "processor" are to be understood as defined in section 2 of Revised Maximum Price Regulation No. 285.

SEC. 5. *Effective date.* This order shall become effective on July 1, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; RMPR 285, 10 F.R. 1493)

Issued: June 29, 1945.

CHARLES T. ABERNETHY,
Acting Regional Administrator in
the Absence of the Regional Ad-
ministrator.

[F. R. Doc. 45-12345; Filed, July 7, 1945;
10:11 a. m.]

[Region II Rev. G-4 Under MPR 426, Amdt. 2]
FRESH FRUITS AND VEGETABLES IN NEW
YORK REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Maximum Price Regulation No. 426, and for the reasons stated in the accompanying opinion, Revised Order No. G-4 under Maximum Price Regulation No. 426 is amended to read as follows:

1. Section 4 (b) is amended as follows:

(b) *Markups for certain deciduous tree fruits.* The markups for less-than-carlot or less-than-trucklot sales by

"primary receivers" ex-Pittsburgh Produce Terminal Building of all of the deciduous tree fruits specified in Table B of paragraph (e) of Appendix J of Maximum Price Regulation No. 426 shall be the markups specified in Column 5 of that Table plus one-half the difference between the markups specified in Columns 6 and 5 of that Table. No additions for unloading or otherwise may be made to these markups whether the sale is direct or through auction.

2. The heading of section 4 (c) is amended as follows:

(c) *Markups for certain other fruits except peaches.*

3. Section 4 (d) is added as follows:

(d) *Markups for certain other fruits including peaches.* The markups for less-than-carlot or less-than-trucklot sales by "primary receivers" ex-Pittsburgh Produce Terminal Building of all of the units of peaches specified in Column 3 of Table B of paragraph (g) of Appendix K of Maximum Price Regulation No. 426 shall be the markups specified in Column 5 of that Table plus one-half the difference between the markups specified in Columns 6 and 5 of that Table. No additions for unloading or

otherwise may be made to these markups whether the sale is direct or through auction.

4. This amendment becomes effective June 4, 1945.

Issued June 2, 1945.

Approved: F. D. CRONIN,
Regional Director of Food
Distribution.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 45-12350; Filed, July 7, 1945;
10:12 a. m.]

[District of Columbia Order G-1 Under
MPR 426, Amdt. 1]
FRESH FRUITS AND VEGETABLES IN DISTRICT
OF COLUMBIA

Amount of freight from basing point to wholesale receiving point allowed for determining maximum prices of certain fresh fruits and vegetables in the District of Columbia.

For the reasons stated in an opinion issued simultaneously herewith, the Appendix to Order No. G-1 under Maximum Price Regulation No. 426, is hereby amended to read as follows:

FREIGHT FROM BASING POINT TO WASHINGTON, D. C.

Commodity	Standard container and minimum contents	Basing point	Date	Freight allowance, including protective service	Commodity	Standard container and minimum contents	Basing point	Date	Freight allowance, including protective service
Beans, snap	Bushel, 28 lbs.	Pompano, Fla.	All year	\$0.46	Lettuce, iceberg	LA or Salinas crate, 60 lbs. and 48 heads.	Salinas, Calif.	May	\$1.60
Carrots, bunched	LA Crate, 72 bunches each bunch 1 lb.	El Centro, Calif.	Jan. 16-Mar. 31	1.50	do.	do.	do.	June-Oct. 16	1.79
		Salinas, Calif.	Apr. 1-May 31	1.60	Oranges: California and Arizona	1½ bushel	Los Angeles, Calif.	Nov. 16-Apr. 30	1.32
		do.	June 1-Nov. 30	1.68	Oranges: all including "Indian River", except California and Arizona	1½ bushel	Homestead, Fla.	May 1-Nov. 15	1.39
Cranberries	¼ bbl. box	Wareham, Mass.	Dec. 1-Jan. 15	1.58				All year	.79
Cucumbers (except hothouse)	Bushel, 48 lbs.	Ponchatoula, La.	All year	.17					
Eggplant	Bushel, 48 lbs.	Wachula, Fla.	June 1-June 30	.70					
	1½ bu. crate, 45 lbs.	Ft. Myers, Fla.	Jan. 1-May 31	.68					
		do.	All year	.77					
Grapefruit, pink: California and Arizona	Bushel, 30 lbs.	do.	do.	.54	Pears	Pear box, 44-48 lbs.; 46-50 lbs.	Sacramento, Calif. or Yakima, Wash.	do.	.91
Grapefruit, pink: all except California and Arizona	Lug, 20 lbs.	Los Angeles, Calif.	May 1-Oct. 31	.30	Peas, green	Bushel, 28 lbs.	Calipatria, Calif.	Sept. 1-Mar. 30	.73
Grapefruit, white: California and Arizona	1½ bushel	Weslaco, Tex.	Nov. 16-Apr. 30	1.21	Peppers, sweet	1½-bu. crate, 37 lbs.	Santa Barbara, Calif.	Apr. 1-Aug. 31	.81
Grapefruit, white: from all States including "Indian River", except California and Arizona	1½ bushel	Los Angeles, Calif.	All year	1.21	Plums, 4 basket, Crate.	Bushel, 25 lbs.	Pompano, Fla.	All year	.37
Lemons, from all States	1½ bushel	Los Angeles, Calif.	Nov. 16-Apr. 30	1.21		3 x 4, 29 to 33 lbs.	do.	do.	.44
Lettuce, iceberg	LA or Salinas crate, 60 lbs. and 48 heads.	El Centro, Calif.	May 1-Oct. 31	1.28		3 x 4 x 4 lbs.			.60
		Salinas, Calif.	Dec. and March	1.56		4 x 4, 28 to 32 lbs.			.68
			Jan 1-Feb. 28	1.52	Potatoes, sweet	3 x 4 x 5/16 to 30 lbs.	Sacramento, Calif.	All year	.64
			Apr. and Oct. 16-31	1.64	Prunes, Italian	4 x 5 lbs.			.61
					Spinach	5 x 5, 24 to 28 lbs.			.59
					Tangerines: All States except California and Arizona	5 x 6, 23 to 27 lbs.	Sunset, La.	All year	.37
						6 x 6 lbs.	Yakima, Wash.	do.	.68
						Bushel, 50 lbs.	Crystal City, Tex.	do.	.40
						Basket, 28 lbs.	Homestead, Fla.	do.	.84
						Bushel, 18 lbs.			
						1½ bushel			

This amendment shall become effective immediately.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR 426, 8 F.R. 16409)

Issued this 18th day of April 1945.

ROBERT K. THOMPSON,
District Director.

[F. R. Doc. 45-12349; Filed, July 7, 1945;
10:12 a. m.]

[Region II, Order G-63 Under RMPR 122]

SOLID FUELS IN MARYLAND

Bituminous coal delivered by dealers in Washington and Frederick Counties and all of Montgomery County, except Chevy Chase, Bethesda, Sligo, Silver Springs, Kensington, and Takoma Park, State of Maryland, Coal Area III.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of

Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does.* (1) *Dealers' maximum prices; area covered.* If you are a dealer in "bituminous coal," this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "bituminous coal" (hereinafter called simply "bituminous")

delivered to or at any point in the State of Maryland—Coal Order III. That area comprises three counties in the State of Maryland, falling into three zones as follows:

Zone 1. Zone 1 includes all of Frederick County in the State of Maryland.

Zone 2. Zone 2 includes all of Montgomery County except Chevy Chase, Bethesda, Sligo, Silver Springs, Kensington and Takoma Park.

Zone 3. Zone 3 includes all of Washington County in the State of Maryland.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges and required discounts from which you shall determine the maximum prices for designated sizes and quantities of bituminous delivered within Zones 1, 2 and 3 are set forth in Schedules I, II and III, respectively.

(3) *To what sales this order applies.* If you are a dealer in bituminous, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Zones 1, 2 and 3.

You shall determine the maximum price for "direct-delivery" sales, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the three zones.

You shall determine your maximum price for a "yard" sale, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone in which the purchaser takes physical possession or custody of the bituminous.

(b) *What this order prohibits.* Regardless of any contract or other obligation, you shall not:

(1) Sell, or in the course of trade or business, buy bituminous of the sizes and in the quantities set forth in the schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay, or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) Use the schedule which covers your sale. (Schedule I contains a sep-

arate table of prices for "direct-delivery" sales and "yard" sales within Zone 1. You will find Schedule I in paragraph (d). In like manner Schedules II and III contain separate tables of prices for similar sales in Zones 2 and 3, respectively. You will find Schedule I in paragraph (e) and Schedule III in paragraph (f).

(2) Take the dollars-and-cents figure given in the applicable table of the applicable schedule, for the sizes and quantity you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the schedules.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of bituminous, in certain specific quantities, delivered to or at any point within Zone 1. There is a separate table of prices for "direct-delivery" sales and "yard" sales.

(1) *Sales on a "direct-delivery" basis.* For sales of bituminous coal of the kinds and sizes, and in quantities specified:

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
<i>Low volatile bituminous coal from district No. 1 (underground mines)</i>			
Lump or egg (size group 1, price classification "A" to "E" inclusive).....	\$9.43	\$4.97	\$0.60
Run-of-mine (size group 3, price classification "D" to "H" inclusive).....	8.83	4.67	.55
Nut and slack (size groups 4 or 5).....	8.83	4.67	.55
<i>High volatile bituminous coal from district No. 3</i>			
Run-of-mine (size group 5).....	8.28	4.39	.55
<i>Low volatile bituminous coal from district No. 7</i>			
Stove (size group 3, price classification "A" to "D").....	10.81	5.65	.65
Nut (size group 4, price classification "A" to "E").....	9.81	5.15	.60
Pea (size group 5, price classification "A").....	9.36	4.93	.60

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel":

50¢ per net ton.

25¢ per net ½ ton.

"Carrying upstairs or downstairs" (for each full flight above or below the ground floor). This charge shall be in addition to any charge for "carry" or "wheel":

50¢ per net ton.

25¢ per net ½ ton.

For deliveries involving hauling from yards located in Zone 1: 50¢ per net ton for each five miles or fraction thereof beyond five miles from the dealer's yards.

(2) *"Yard" sales.* For sales of bituminous coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
<i>Low volatile bituminous coal from district No. 1 (underground mines)</i>		
Lump or egg (size group 1, price classification "A" to "E" inclusive).....	\$8.68	\$0.55
Run-of-mine (size group 3, price classification "D" to "H" inclusive).....	8.08	.50
Nut and slack (size groups 4 or 5).....	8.08	.50
<i>High volatile bituminous coal from district No. 3</i>		
Run-of-mine (size group 5).....	7.53	.50
<i>Low volatile bituminous coal from district No. 7</i>		
Stove (size group 3, price classification "A" to "D").....	10.06	.60
Nut (size group 4, price classification "A" to "E").....	9.06	.55
Pea (size group 5, price classification "A").....	8.61	.55

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing in this subparagraph requires you to sell on other than a cash basis.

(e) *Schedule II.* Schedule II establishes specific maximum prices for certain sizes of bituminous coal, in certain specific quantities, delivered to or at any point within Zone 2. There is a separate table of prices for "direct-delivery" sales and "yard" sales.

(1) *Sales on a "direct-delivery" basis.* For sales of bituminous coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
<i>Low volatile bituminous coal from district No. 1 (underground mines)</i>			
Lump or egg (size group 1, price classification "D" to "E" inclusive).....	\$8.93	\$4.97	\$0.60
Run-of-mine (size group 3, price classification "D").....	8.48	4.74	.55
<i>Low volatile bituminous coal from district No. 7</i>			
Stove (size group 3, price classification "A").....	10.31	5.66	.65
Pea (size group 5, price classification "A").....	9.01	5.00	.60

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel" (except for sales amounting to less than $\frac{1}{4}$ ton or on sales of bagged coal in any quantity): 75¢ per net ton.

(2) "Yard" sales. For sales of bituminous coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton for sales of $\frac{1}{2}$ ton or more	Per 100 lbs. (for sales of 100 lbs. or more but less than $\frac{1}{2}$ ton)
Low volatile bituminous coal from district No. 1 (underground mines)		
Lump or egg (size group 1, price classification D to E inclusive).....	\$7.93	\$0.55
Run-of-mine (size group 3, price classification D).....	7.48	.50
Low volatile bituminous coal from district No. 7		
Stove (size group 3, price classification A).....	9.31	.60
Pea (size group 5, price classification A).....	8.01	.55

(f) Schedule III. Schedule III establishes specific maximum prices for certain sizes of bituminous coal, in certain specific quantities, delivered to or at any point within Zone 3. There is a separate table of prices for "direct-delivery" sales and "yard" sales.

(1) Sales on a "direct-delivery" basis. For sales of bituminous coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per net $\frac{1}{2}$ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than $\frac{1}{2}$ ton)
Low volatile bituminous coal from district No. 1 (underground mines)			
Lump or egg (size group 1, price classification E to H).....	\$8.23	\$4.37	\$0.55
Run-of-mine (size group 3, price classification D to H inclusive).....	7.43	3.97	.50
High volatile bituminous coal from district No. 3			
Stoker (size group 4, price classification D to F inclusive).....	7.43	3.97	.50
Low volatile bituminous coal from district No. 7			
Egg (size group 2).....	9.76	5.13	.60
Stove (size group 3).....	9.41	4.95	.60
Nut (size group 4).....	8.66	4.58	.55
Pea (size group 5).....	8.31	4.41	.55
Run-of-mine (size group 6).....	8.46	4.48	.55

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel":
50¢ per net ton.

25¢ per net $\frac{1}{2}$ ton.

"Carrying upstairs or downstairs" (for each full flight above or below the ground floor). This charge shall be in addition to any charge for "carry" or "wheel":
50¢ per net ton.
25¢ per net $\frac{1}{2}$ ton.

For deliveries involving hauling from yards located in Zone 3: 50¢ per net ton for each five miles or fraction thereof beyond five miles from the dealer's yard.

(2) "Yard" sales. For sales of bituminous coal of the kinds and sizes, and in the quantities specified: to dealers and consumers.

Kind and size of coal	Per net ton for sales of $\frac{1}{2}$ ton or more to—		Per 100 lbs. (for sales of 100 lbs. or more but less than $\frac{1}{2}$ ton)
	Dealers for resale	Consumers	
Low volatile bituminous coal from district No. 1 (underground mines)			
Lump or egg (size group 1, price classification "E" to "H" inclusive).....	\$7.23	\$7.48	\$0.50
Run-of-mine (size group 3, price classification "D" to "H" inclusive).....	6.43	6.68	.45
High volatile bituminous coal from district No. 3			
Stoker (size group 4, price classification "D" to "F" inclusive).....	6.43	6.68	.50
Low volatile bituminous coal from district No. 7			
Egg (size group 2).....	8.76	9.01	.55
Stove (size group 3).....	8.41	8.66	.55
Nut (size group 4).....	7.66	7.91	.50
Pea (size group 5).....	7.31	7.56	.50
Run-of-mine (size group 6).....	7.46	7.71	.50

(g) Addition by dealers of charges for oil or chemical treatment of bituminous coal. Notwithstanding other provisions of this order, if you are a dealer charged a price for oil or chemical treatment of bituminous coal from Districts 3 and 7, you may, on sales of such treated coal, add to the maximum prices set by this order the treatment charge made by your supplier: *Provided*, That it does not exceed 10¢ per net ton. This treatment charge may be added only if the treated coal is kept separate and is not mixed with other untreated coal. You shall state the treatment charge separately from all other items on your invoice.

(h) *Commingling*. If one size or kind of coal is sold commingled with another size or kind of coal, the maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes or for the least expensive kind of coal so commingled, whichever is lower, whether the sale be a "Delivered Sale" or "Yard Sale", except in the following situation: Where a purchaser requests that two or more sizes or kinds of fuels be commingled in one delivery, then, and in that event, if these sizes and kinds are separately weighted at the point of loading, the dealer may commingle those sizes and kinds in the truck or other vehicle, in which the delivery is made. The price for coal so commingled shall be calculated on the basis of the applicable per net ton price for each size and kind in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size and kind in the combination.

(i) *Ex Parte 148—Freight Rate Increase*. Since the Ex Parte 148 Freight Rate Increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any schedule price on account of freight rates.

(j) *Addition of increase in supplier's maximum prices prohibited*. You may not increase the specific maximum prices established by this order to reflect in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(k) *Taxes*. If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by Section 620 of the Revenue Act of 1942 actually paid or incurred by you, or any amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, or to the State of Maryland or any political subdivision thereof, you need not state this tax separately.

(l) *Adjustable pricing*. You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the bituminous has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(m) *Petitions for amendment*. Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(n) *Right of amendment or revocation*. The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(o) *Applicability of other regulations*. If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such

commodity during the period of suspension.

(p) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of solid fuel hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(q) *Posting of maximum prices: sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of coal sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to, the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser.

(r) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Maryland District Office of the Office of Price Administration, or with the Price Panel of the appropriate War Price and Rationing Board.

(s) *Definitions and Explanations.* When used in this Order No. G-63, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling bituminous coal of the kinds and sizes set forth in the schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Direct Delivery" means delivery to

the buyer's bin or other storage space designated by the buyer.

(5) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space, in baskets or other containers, or by wheelbarrow or barrel, from the seller's truck or other vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which coal is discharged from the seller's truck in the course of "direct delivery".

(6) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(7) "District No." refers to the geographical coal-producing districts as defined in the Bituminous Coal Act of 1937, as amended, and as they have been modified as of midnight, August 23, 1943.

(8) "Low volatile bituminous coal" is produced in the low volatile sections of the producing districts specified herein.

(9) "High volatile bituminous coal" is produced in the high volatile section of the producing districts specified herein.

(10) "Underground Mine Coal" means coal that is taken entirely from underground seams from which the overburden is not removed, and does not include coal from a mine which takes coal from the ground by the stripping method.

(11) All designations in this order of sizes, classifications, etc., applicable to bituminous coal, refer to the sizes, classifications, etc., as set forth in the minimum price schedules for the various producing districts issued by the Bituminous Coal Division of the United States Department of Interior, as in effect midnight, August 23, 1943. (See appendix for definitions of pertinent size groups.)

(12) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(t) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable this order supersedes Revised Maximum Price Regulation No. 122.

NOTE: The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-63 shall become effective May 24, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong. E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of May 1945.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 45-12347; Filed, July 7, 1945;
10:11 a. m.]

[Region II Order G-65 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN NEW YORK
REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price

Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122; It is ordered:

(a) Dealers making sales of Pennsylvania anthracite subject to the area dollars-and-cents orders listed in paragraph (b) of this order, may increase the maximum per net ton price by the following amounts for the sizes specified. Where sales are made in fractions of a net ton, the increase shall be proportionate.

Size:	Per net ton increase
Broken, egg, stove, nut.....	\$1.00
Pea.....	.65
Buckwheat.....	.50
Rice.....	.50
Barley.....	.25

(b) *Area dollars-and-cents orders subject to increases set out in paragraph (a) herein.* The following orders under § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122 and any subsequent revisions thereof:

Order No. G-4.
Order No. G-60.

The following orders under § 1340.260 of Revised Maximum Price Regulation No. 122 and any subsequent revisions thereof:

Revised Order No. G-3.
Revised Order No. G-7.
Revised Order No. G-16.
Revised Order No. G-17.
Revised Order No. G-19.
Order No. G-20.

The following order under Revised Maximum Price Regulation No. 122 and any subsequent revision thereof (Issued by National Office):

Order No. 50.

The following orders under §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and any subsequent revisions thereof:

Second Revised Order No. G-1.
Revised Order No. G-8.
Order No. G-9.
Revised Order No. G-11.
Revised Order No. G-12.
Revised Order No. G-13.
Revised Order No. G-14.
Revised Order No. G-15.
Revised Order No. G-18.
Order No. G-22.
Order No. G-24.
Order No. G-27.
Order No. G-29.
Order No. G-32.
Order No. G-35.
Order No. G-36.
Order No. G-37.
Order No. G-38.
Order No. G-39.
Order No. G-40.
Order No. G-41.
Order No. G-42.
Order No. G-44.
Order No. G-45.
Order No. G-46.
Order No. G-49.
Order No. G-51.
Order No. G-52.
Order No. G-59.
Order No. G-60.
Order No. G-61.

(c) This order may be revoked, amended, or corrected at any time.

This Order No. G-65 shall become effective June 18, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 79th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 18th day of June 1945.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 45-12346; Filed, July 7, 1945;
10:11 a. m.]

[Region III Order G-36 Under RMPR 122,
Amdt. 1]

SOLID FUELS IN OWOSSO, MICH., AREA Correction

In Federal Register Document 45-11984 appearing on page 8413 of the issue for Friday, July 6, 1945, the bracketed headnote should read as set forth above.

[Region III Order G-1 Under MPR 425]

FRUIT DELIVERED IN MICHIGAN

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in Regional Administrator of Region III of the Office of Price Administration by section 15 of Article III of Maximum Price Regulation No. 425, it is hereby ordered that:

(a) *What this order does.* This order embodies the declaration of the Regional Administrator of Region III of the Office of Price Administration, that in certain areas in Region III there is an established custom for processors to buy the commodities covered by this order through brokers or other agents, and this order permits the payment of brokers' fees in addition to the maximum prices as established by Maximum Price Regulation No. 425.

(b) *Declaration of Regional Administrator.* It is hereby determined that in the areas hereinafter described in section (d) hereof, there has been a well established custom for a substantial number of processors of the commodities listed in section (e) hereof (hereinafter referred to as "listed commodities") to employ brokers or other agents to secure raw materials for processing.

(c) *Payment of brokers' fees.* Any processor who, through a broker or other agent, purchases any of the listed commodities from a producer in said areas, may pay to such broker or agent, the commission or fee of said broker or agent established by Revised Maximum Price Regulation No. 165 or any other applicable regulation or order, in addition to paying to such producer the maximum prices for such commodities established by Maximum Price Regulation No. 425.

(d) *Geographical applicability.* The provisions of this order shall be applicable to sales of the listed commodities pursuant to which delivery is made in the following counties of Michigan:

Allen, Antrim, Barry, Benzie, Berrien, Branch, Calhoun, Cass, Charlevoix, Emmet, Grand Traverse, Ionia, Kalamazoo, Kent,

Lake, Leelanau, Manistee, Mason, Mecosta, Missaukee, Kalkaska, Montcalm, Muskegon, Newaygo, Oceana, Osceola, Ottawa, St. Joseph, Van Buren, Wexford.

(e) *Listed commodities.* This order shall be applicable to the following commodities (herein referred to as "listed commodities"):

Grapes, Concord; Apples, (except grades of apples, better than U. S. No. 1 Cannery Grade, 2 1/4" size and up, and "C" grade as established under Washington and Oregon State grades; Strawberries (Ettersburg) stemmed; Strawberries (other) stemmed; Red Raspberries; Black Raspberries; Youngberries; Boysenberries; Loganberries; Blackberries; Gooseberries; Horse Radish Root.

(f) *Relation to Maximum Price Regulation No. 425 and other regulations.* Except as expressly herein provided all of the provisions of Maximum Price Regulation No. 425 and any other applicable price regulation or order, shall be applicable to sales covered by this order of any of the listed commodities.

(g) This order may be modified, amended or revoked at any time.

This order shall become effective October 11, 1944.

(56 Stat. 23, 765, Pub. Laws 383, 57 Stat. 566, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued: October 11, 1944.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 45-12354; Filed, July 7, 1945;
10:14 a. m.]

Type of delivery	Container	Size	Adjusted maximum price
Retail.....	Glass, paper or other.....	1 gallon or multiples thereof.....	52¢ per gallon.
		1/2 gallon or multiples thereof.....	28¢ per half-gallon.
		1 quart or multiples thereof.....	14¢ per quart.
		1 pint.....	8¢ per pint.
		1/2 pint.....	4¢ per half-pint.
Wholesale.....	do.....	One gallon or multiples thereof.....	48¢ per gallon.
		One-half gallon or multiples thereof.....	26¢ per half-gallon.
		One quart or multiples thereof.....	13¢ per quart.
		One pint.....	8¢ per pint.
		One-half pint.....	4 1/4¢ per half-pint.

This amendment shall become effective September 29, 1944.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Laws 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued: September 29, 1944.

C. J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 45-12357; Filed, July 7, 1945;
10:16 a. m.]

[Region III 2d Rev. Order G-18 Under 18 (c),
Amdt. 3]

FLUID MILK IN WASHINGTON COUNTY, KY.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration under the provisions of § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, and § 1351.807 of Maximum Price Regulation No. 230, and notwithstanding the pro-

[Region III, 2d Rev. Order G-18 Under 18 (c),
Amdt. 2]

FLUID MILK IN HENDERSON COUNTY, KY.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III under the provisions of § 1499.18 (c) of the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, and notwithstanding the provisions of § 1499.2 of the General Maximum Price Regulation and § 1351.803 of Maximum Price Regulation No. 280, *It is hereby ordered, That:*

(a) Section (a) (3) of Second Revised Order No. G-18 under § 1499.18 (c) of the General Maximum Price Regulation (order adjusting the maximum prices of fluid milk and special milk sold at retail and wholesale in the State of Kentucky) be, and the same is hereby amended by deleting from the list of counties set forth therein, the County of Henderson in the State of Kentucky.

(b) A new paragraph be added to section (a) (3) of said order to be designated as paragraph (i) to read as follows:

(i) The maximum price at which any person may sell or deliver approved fluid milk at retail or wholesale in the County of Henderson in the State of Kentucky shall be: (1) the maximum prices established for him under § 1499.2 of the General Maximum Price Regulation, or (2) the maximum prices established for him under any previous order issued by the Regional Administrator of Region III, or (3) the prices set forth in the following schedule, whichever are greater:

visions of § 1351.803 of Maximum Price Regulation No. 280; *It is hereby ordered, That Second Revised Order No. G-18 as amended, under § 1499.18 (c) of the General Maximum Price Regulation (order adjusting maximum prices of fluid milk in the State of Kentucky) be and the same is hereby amended in the following respects:*

(a) Section (a) (1) is hereby amended by deleting from the list of counties set forth therein, the County of Washington, in the State of Kentucky.

(b) Section (a) (2) as amended, is amended by adding to the list of counties set forth therein, the County of Washington in the State of Kentucky.

This amendment shall become effective May 4, 1945.

Issued: May 4, 1945.

C. J. HOUSER,
Acting Regional Price Executive.

[F. R. Doc. 45-12356; Filed, July 7, 1945;
10:15 a. m.]

[Region III 2d Rev. Order G-18 Under 18 (c) Amdt. 4]

FLUID MILK IN KENTUCKY

For the reasons set forth in an opinion attached hereto, and pursuant to the authority vested in the Regional Administrator of Region III under the provisions of § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, and notwithstanding the provisions of § 1499.2 of the General Maximum Price Regulation and § 1351.803 of Maximum Price Regulation No. 280, *It is hereby ordered, That:*

(a) Section (a) (4) of Second Revised Order No. G-18 under § 1499.18 (c) of the General Maximum Price Regulation

(order adjusting the maximum prices of fluid whole milk and special milk sold at retail and wholesale in the State of Kentucky) be and the same is hereby amended to read as follows:

(4) (i) The maximum price at which any person may sell or deliver approved fluid milk at retail or wholesale in the following counties of Boone, Campbell, Clay, Kenton, Knox, Laurel, Leslie, McCreary, Martin, Mason and Whitley in the State of Kentucky, shall be: (1) The maximum prices established for him under § 1499.2 of the General Maximum Price Regulation, or (2) The maximum prices established for him under any previous order issued by the Regional Administrator of Region III, or (3) The prices set forth in the following schedule, whichever are greater:

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass, paper or other	1 gallon or multiples thereof	53¢ per gallon.
		¾ gallon or multiples thereof	29¢ per half-gallon.
		1 quart or multiples thereof	15¢ per quart.
		1 pint	9¢ per pint.
		½ pint	7¢ per half-pint.
Wholesale	do	1 gallon or multiples thereof	48¢ per gallon.
		¾ gallon or multiples thereof	26¢ per half-gallon.
		1 quart or multiples thereof	13¢ per quart.
		1 pint	8¢ per pint.
		½ pint	43¢ per half-pint.

(ii) The maximum price at which any person may sell or deliver approved fluid milk at retail or wholesale in the County of Carter in the State of Kentucky shall be: (1) The maximum prices established for him under § 1499.2 of the Gen-

eral Maximum Price Regulation, or (2) the maximum prices established for him under any previous order issued by the Regional Administrator of Region III, or (3) the prices set forth in the following schedule, whichever are greater:

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass, paper or other	1 gallon or multiples thereof	53¢ per gallon.
		¾ gallon or multiples thereof	29¢ per half-gallon.
		1 quart or multiples thereof	15¢ per quart.
		1 pint	9¢ per pint.
		½ pint	7¢ per half-pint.
Wholesale	do	1 gallon or multiples thereof	49¢ per gallon.
	Glass or paper	¾ gallon or multiples thereof	27¢ per half-gallon.
		1 quart or multiples thereof	13½¢ per quart.
		1 pint	8½¢ per pint.
		½ pint	45¢ per half-pint.

(b) Subsection (1) of section (b) of said order is hereby amended to read as follows:

(1) (i) Except as hereinafter provided in this section (b), any person selling special milk, as hereinafter defined, at retail or wholesale in any County in the State of Kentucky, who is permitted under the provisions of this order or has been permitted under the provisions of any previous order issued by the Regional Administrator of Region III to increase the price of approved fluid milk (raw or pasteurized regular, standard milk) sold by him, may add an amount equal to such increase and/or the sum of such increases to the retail and wholesale prices of special milk established for him under the provisions of § 1499.2 of the General Maximum Price Regulation or under the provisions of any previous order issued by the Regional Administrator of Region III.

(ii) Any person selling buttermilk at wholesale or retail in the Counties of Muhlenberg, McLean, Ohio, Butler, Grayson, Hancock, Breckenridge, Union, Webster and Daviess in the State of

Kentucky may increase the maximum retail and wholesale price of such buttermilk established for him under the provisions of subdivision (i) of this subparagraph (1) by the amount of 1¢ per quart; *Provided*, That the increase permitted by this paragraph (ii) shall not be applicable to sales of buttermilk in units other than one quart.

(iii) Any person selling buttermilk at retail in the County of Henderson in the State of Kentucky may increase the maximum retail price of such buttermilk established for him under the provisions of subdivision (i) of this subparagraph (1) by the amount of ½¢ per quart; *Provided*, That the increase permitted by this paragraph (iii) shall not be applicable to sales of buttermilk in units other than one quart.

This order shall become effective May 14, 1945.

Issued: May 14, 1945.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 45-12355; Filed, July 7, 1945; 10:14 a. m.]

[Region III Order G-34 Under MPR 329, Amdt. 2]

FLUID MILK IN WEST VIRGINIA

For the reasons set forth in an opinion accompanying this order and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration, by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) Section (d) of Order No. G-34 under Maximum Price Regulation No. 329, (purchases of milk from producers for resale as fluid milk—adjustment of the maximum prices milk distributors may pay producers in certain designated areas in the State of West Virginia,) is hereby amended to read as follows:

(d) (1) Any milk distributor in the Counties of Boone, Fayette, Kanawha, Logan, McDowell, Mercer, Mingo, Raleigh and Wyoming in the State of West Virginia may pay to producers for "milk" an amount not to exceed \$4.05 for "milk" of 4% butterfat content, plus 5 cents for each one tenth of 1% butterfat variation over 4% and minus 5 cents for each one tenth of 1% butterfat variation under 4%; *Provided*, however, That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329 except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329 and in subparagraph (2) of this paragraph (d).

(2) The limitations of § 1351.402 (b) shall not apply to purchases of "milk" by distributors in Kanawha County from producers of "milk" located in the District of Lubeck, Harris, Tigert, Steel, and Slate in Wood County, West Virginia.

This amendment shall become effective May 21, 1945.

Issued: May 21, 1945.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 45-12351; Filed, July 7, 1945; 10:12 a. m.]

[Region III Order G-62 Under RMPR 122, Amdt. 1]

SOLID FUELS IN MARIETTA, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered* That part I of paragraph (c) (1) of Order No. G-62 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

Column I	Column II
I. High volatile bituminous coals from producing district No. 4 (Ohio):	
A. Lump and egg from subdistrict No. 5 (Hocking):	
1. Size group No. 2 (lump: larger than 2" but not exceeding 5"; egg: bottom size larger than 2")	66.15
2. Size group Nos. 3 and 3A (bottom size larger than 1½" but not exceeding 2")	5.70
B. Stoker—size group No. 5 (double screened, top size 2" and smaller) from subdistrict No. 5 (Hocking)	6.15

This Amendment No. 1 to Order No. G-62 under Revised Maximum Price Regulation No. 122 shall become effective March 8, 1945.

Issued: March 8, 1945.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[P. R. Doc. 45-12352; Filed, July 7, 1945;
10:13 a. m.]

[Region III Order G-62 Under RMPR 122]

SOLID FUELS IN MARIETTA, OHIO, AREA

For the reasons stated in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.260 and 1340.259 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified solid fuels made within the corporate limits of the City of Marietta, in the State of Ohio. These are the highest prices that any dealer may charge when he delivers such fuel at or to a point in Marietta, Ohio; they are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-62; but less than maximum prices may at any time be charged, paid or offered;

(2) Obtain a higher than ceiling price by:

(i) Charging a price higher than the scheduled price for a service or making a charge for a service not authorized by this order,

(ii) Using any other device by which a higher than maximum price is obtained directly or indirectly,

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(c) *Schedule for sales of coal.*—(1) *Price schedule.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column 1 describes the coal for which prices are established, and Column II lists the maximum prices for sales by direct delivery to consumers at any point in the City of Marietta, Ohio. All prices are for cash or credit sales on a net ton basis.

SCHEDULE I—MARIETTA, OHIO

	Maximum price per net ton
I. High volatile bituminous coals from producing District No. 4 (Ohio):	
A. Lump, Size Group No. 2 (larger than 2" but not exceeding 5") from the Hocking Freight Origin District	\$5.95

	Maximum price per net ton
I. High volatile bituminous coals from producing District No. 4 (Ohio)—Continued	
B. Egg, Size Group No. 3 (bottom size larger than 1 1/4" but not exceeding 2") from the Hocking Freight Origin District	\$5.50
C. Stoker, size No. 5 (double screened, top size 2" and smaller) from the Hocking Freight Origin District	5.95
II. High volatile bituminous coals from producing District No. 3 (Northwestern West Virginia excluding Panhandle):	
A. Lump or Egg, Size Group No. 1 (lump or double-screened coals with bottom size larger than 2") Mine Price Classifications D and E	5.90
B. Stoker, Size Group No. 2 (lump and double-screened coals with bottom size 2" and smaller) Mine Price Classifications D and E	5.35

* \$0.10 per ton may be added to the prices of these coals if the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing.

(2) *Descriptive terms.* All terms used herein to describe size, volatility and producing district are those that were established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

(d) *Sales not covered by Order No. G-62.* The maximum prices for all sales by dealers of solid fuel not provided for by this Order No. G-62 shall be the maximum prices established by Revised Maximum Price Regulation No. 122.

(e) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of solid fuels. These charges may be made only if the buyer requests such service of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

Carry from curb	..... \$0.50 per ton.
1/2 ton deliveries	..... 1/2 ton price plus \$0.25.
Sales per bushel	..... \$0.25 per bushel.

(f) *The transportation tax.* The transportation tax imposed by section No. 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order: *Provided*, The dealer states it separately from the price on his invoice or statement. However, such tax need not be so separately stated on sales to the United States or any agency thereof, the District of Columbia, any state government or any political subdivision thereof.

(g) *Addition of increase in suppliers' prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereon; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the Regional Administrator.

(h) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a peti-

tion for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(i) *Applicability of other regulations.* Every dealer subject to this order is governed by the licensing provisions of Supplementary Order No. 72, effective October 1, 1943.

(j) *Right of amendment or revocation.* The Regional Administrator or Price Administrator may amend, revoke, or rescind this order, or any provision thereof, at any time.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof showing: the date, the name and address of the buyer, if known, the per net ton price charged and the type and kind of solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also separately state each service rendered and the charge made for it.

(l) *Posting of maximum prices; sales slips.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Regulation No. 122.

(2) Every dealer selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of, a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices; *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated; *And further provided*, That the provisions of this paragraph (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(m) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Columbus District Office of the Office of Price Administration.

(n) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "Sale", "Selling", "Sold", "Seller", "buy", "purchase", and "purchaser", shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping, shoveling or chuting the fuel from the seller's truck directly into the buyer's bin or storage; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(5) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.226 of Revised Maximum Price Regulation No. 122, as amended, shall apply to terms used herein, and in full force and effect.

(e) *Applicability of this order.* To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122.

NOTE: The reporting and record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order No. G-62 under Revised Maximum Price Regulation No. 122 shall become effective January 25, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Laws 383, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued: January 15, 1945.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 45-12353; Filed, July 7, 1945;
10:14 a. m.]

[Columbia Rev. Order 1-B Under Gen. Order
50, Amdt. 4]

MALT BEVERAGES IN COLUMBIA, S. C., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Columbia (South Carolina) District Office, of Region IV of the Office of Price Administration by General Order No. 50, issued by the Admin-

istrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, this Amendment No. 4 to Revised Order No. 1-B under General Order No. 50 is hereby issued.

Revised Order No. 1-B under General Order No. 50 is amended in the following respects:

1. The following items are hereby added to Appendix A:

	12-ounce	32-ounce
<i>Maltbran beer and ale</i>	<i>Cents</i>	<i>Cents</i>
Group 1-B.....	20	45
Group 2-B.....	17	42
Group 3-B.....	17	42
<i>Nectar beer</i>		
Group 1-B.....	25	50
Group 2-B.....	20	45
Group 3-B.....	17	42

This amendment shall become effective on the 2d day of July 1945.

Issued this 30th day of June 1945.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 45-12343; Filed, July 7, 1945;
10:10 a. m.]

[Montgomery Order G-1 Under RMPR 259]

CONTAINERS AND CASES OF MALT BEVERAGES IN MONTGOMERY, ALA., DISTRICT

For the reasons set forth in the accompanying opinion it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of Revised Maximum Price Regulation 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers located within the Montgomery District.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

	Each
Paper, fiber, or wood cases only.....	\$0.27
12 ounce bottle and under in size.....	.02
Over 12 ounce bottle in size.....	.04

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as Amended, and in Revised Maximum Price Regulation 259, as Amended, shall apply to the terms used herein.

This order shall become effective July 1, 1945.

Issued this 26th day of June 1945.

IRBY A. JONES,
Acting District Director.

[F. R. Doc. 45-12340; Filed, July 7, 1945;
10:08 a. m.]

[Nashville Order G-1 Under RMPR 259]

CONTAINERS AND CASES OF MALT BEVERAGES IN NASHVILLE, TENN., DISTRICT AND BRISTOL, VA.

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers located within the Nashville District and the municipality of Bristol, Virginia.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

2¢ per bottle for 12 ounce and under in size.
4¢ per bottle for over 12 ounces in size.
27¢ per case, for either paper, fibre or wood.

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to the terms used herein.

SEC. 6. *Protest.* Your attention is called to your right to protest this order under the provisions of Article V of Revised Procedural Regulation No. 1.

This order shall become effective July 1, 1945.

Issued this 27th day of June 1945.

CARSON VAUGHAN,
District Director.

[F. R. Doc. 45-12341; Filed, July 7, 1945;
10:09 a. m.]

[Jacksonville Order G-1 Under RMPR 259] MALT BEVERAGES IN JACKSONVILLE, FLA., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers

and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

Sec. 2. Where this order applies. The provisions of this order apply to all wholesalers and retailers located within Alachua, Baker, Bay, Bradford, Brevard, Calhoun, Citrus, Clay, Columbia, Dixie, Duval, Escambia, Flagler, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Jefferson, Lafayette, Lake, Leon, Levy, Liberty, Madison, Marion, Nassau, Okaloosa, Orange, Putnam, St. Johns, Santa Rosa, Seminole, Sumter, Suwanee, Taylor, Volusia, Union, Wakulla, Walton, and Washington Counties in Florida. Brewers, whether selling to retailers or not, shall not be subject to this order.

Sec. 3. Applicability. No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

Sec. 4. Deposit charges established by this order. The maximum deposit charges for all sellers to which this order is applicable are as follows:

Cases	Containers
Wooden..... 27 cents.	12-oz. bottle..... 2 cents.
Fibre..... 27 cents.	Over 12-oz. bottle..... 4 cents.
Carton..... 27 cents.	

Sec. 5. Definitions. Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective July 1, 1945.

Issued this 28th day of June 1945.

ROY M. COFFEY,
District Director.

[F. R. Doc. 45-12342; Filed, July 7, 1945;
10:10 a. m.]

[Region IV Rev. Order G-7 Under RMPR 122]

SOLID FUELS IN WILLMAR, MINN.

Order No. G-7 under Revised Maximum Price Regulation No. 122 is redesignated Revised Order No. G-7 and is revised and amended to read as follows:

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.259 and by § 1340.260 of Revised Maximum Regulation No. 122, and for reasons stated in the opinion issued herewith, it is ordered:

(a) **What this order does.** This order establishes maximum dollars-and-cents prices for sales of specified solid fuels made within the corporate city limits of Willmar, Minnesota. These are the highest prices that any dealer may charge when he delivers any of such fuel at or to a point in Willmar, Minnesota, or from a coal yard within such city; they are also the highest prices that any buyer in the course of trade or business may pay for such solid fuels.

(b) **What this order prohibits.** Regardless of any obligation, no person in Willmar, Minnesota, shall

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Revised Order No. G-7; but less than the maximum prices may at any time be charged, paid, or offered.

(2) Obtain a higher than maximum price by

(i) Charging for a service unless expressly requested by the buyer and unless specifically authorized to do so by this order.

(ii) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, or

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) **Maximum dollars-and-cents prices.**

(1) The maximum prices for the solid fuels specified below when made by any dealer when he delivers any of such fuels at or to a point in Willmar, Minnesota, or from a coal yard within such city, determined on a net ton basis, shall be as follows:

Description	Direct delivery	Price at yard
I. Low volatile bituminous from district No. 7 (West Virginia):		
1. Egg 8" x 2" and smaller.....	\$14.40	\$13.65
2. Stove 3" x 9 1/2" and larger.....	14.40	13.65
II. High volatile bituminous coal from District No. 8 (W. Va. and E. Ky.):		
1. Lump 4" and larger.....	13.55	12.80
2. Egg 3" x 2" and larger.....	12.55	11.80
3. Stove 2" x 1 1/4" and larger.....	13.55	12.80
4. Stoker 5/8" x 3/4" and larger.....	13.55	12.80
5. Screenings 1 1/4".....	12.55	11.80
6. Screenings 1 1/2".....	11.80	11.05
III. High volatile bituminous from district No. 10 (Southern Subdistrict):		
1. Egg, 3" x 2" and larger price group Nos. 1, 2, and 8.....	11.09	10.34
IV. Pennsylvania anthracite:		
1. Egg, stove, nut.....	19.05	18.30
V. By product coke:		
1. Egg, stove, nut.....	14.85	14.10
VI. Briquettes made from low volatile bituminous coal or a mixture of bituminous coal and anthracite—all types.....	13.85	13.10

(2) The maximum prices for all sales by dealers of solid fuel not specifically herein provided for shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended, plus \$1.00 per ton.

(d) **Charge for treatment of coal.** Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this Order No. G-7: *Provided*, That the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(e) **The transportation tax.** The transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order, *Provided*, The

dealer states it separately from the price on his invoice or statement.

(f) **Addition of increases in supplier's price prohibited.** Notwithstanding the provisions of Revised Maximum Price Regulation No. 122, the maximum prices set by this order may not be increased and need not be decreased by a dealer to reflect increases or decreases in purchase costs or in his supplier's maximum prices occurring after the effective date hereof; but increases or decreases in the maximum prices set hereby, to reflect such changes, are within the discretion of the Regional Administrator.

(g) **Petitions for amendments.** This order may be revoked, amended or modified at any time. Any dealer may at any time file with the Twin Cities District Office of the Office of Price Administration a petition for amendment to this order in accordance with the provisions of Revised Procedural Regulation No. 1.

(h) **Records.** Every dealer subject to this order shall preserve, keep, and make available for examination by the Office of Price Administration, the same records he was required to preserve and keep under § 1340.262 (a) and (b) of Revised Maximum Price Regulation No. 122.

(i) **Posting of maximum prices; sales slips and receipts.** (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every person selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of sale or delivery of solid fuels governed by this order give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as this order is in effect or for so long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated: *And, further provided*, That provisions of this paragraph (i) (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(3) In the case of all other sales, every dealer who, during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so. Every dealer must, on request of a purchaser, provide a receipt containing the information required in the preceding paragraph (2).

(j) *Definitions and explanations.* (1) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard or any place other than by his truck.

(3) "Pennsylvania anthracite" means only coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Egg, stove, nut," etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Committee, effective December 15, 1941.

(5) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended.

(6) "Low volatile bituminous coal" refers to coal produced in the low volatile sections of the producing districts specified herein.

(7) "Hi volatile bituminous coal" refers to coal produced in the high volatile sections of the producing districts specified herein.

(8) "Egg, stove, nut," etc., sizes of bituminous coal received entirely by rail refer to the sizes of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior.

(9) "Egg, stove, nut," etc., sizes of bituminous coal received via the Great Lakes refer to the sizes of coal sold at the docks under such designations during December, 1941.

(10) Whenever in this order, any reference is made of "minimum price schedules," "Price classifications," "sizes," "district no." or "coal producing districts," etc., those terms shall be construed to have the same meaning, definition, force and effect which they had under the Bituminous Coal Act of 1937, or under any order, schedule, rule or regulation issued by the Bituminous Coal Division of the United States Department of the Interior, and which was established or in effect as of midnight August 23, 1943.

(11) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised

Maximum Price Regulation No. 122, as amended, or the Emergency Price Control Act of 1942; or if not therein defined, they shall be given their ordinary and regular trade meaning.

(k) *Effect of order on Revised Maximum Price Regulation No. 122 and Regional Order Nos. G-19, G-20 and G-22.* Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect. This order supersedes Regional Order Nos. G-19, G-20 and G-22 as to dealers covered hereby.

This Revised Order No. G-7 shall become effective immediately.

Issued this 27th day of June 1945.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 45-12335; Filed, July 7, 1945;
10:07 a. m.]

[Montgomery 2d Rev. Order G-1 Under Gen. Order 50, Amtd. 1]

MALT AND CEREAL BEVERAGES IN MONTGOMERY, ALA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Montgomery District Office, Region 4, Office of Price Administration, under General Order No. 50 issued by the Administrator of the Office of Price Administration in Region 4, Revised Delegation Order No. 17 issued May 5, 1945, *It is hereby ordered*, That subparagraph A of section 8 of 2d Revised Order G-1 under General Order No. 50 be corrected and amended to read as follows:

(a) Institute any cover, minimum, bread and butter, service, corkage, entertainment, checkroom, parking or other special charges which you did not have in effect on any corresponding day during the seven day period from April 4-10, 1943, or

This amendment is effective as of June 18, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808)

IRBY A. JONES,
Acting District Director.

[F. R. Doc. 45-12339; Filed, July 7, 1945;
10:08 a. m.]

[Region V Order G-4 Under RMPR 122, Amtd. 1]

SOLID FUELS IN WICHITA, KANS., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opin-

ion issued simultaneously herewith; *It is ordered*:

That Order No. G-4 under Revised Maximum Price Regulation No. 122 be, and the same is hereby, amended as follows:

1. Section (c) (1) I is hereby amended to read as follows:

(c) *Price schedule.* (1) Below and a part of this section is the maximum price schedule which sets forth maximum prices for sales by direct delivery of specified sizes, kinds and quantities of solid fuels.

MAXIMUM PRICE SCHEDULE
[Maximum price per ton]

Description of fuel	Produced at—		
	Strip mines	Underground mines Machine cut	Solid shot
I. Low volatile bituminous coal from district 14 (Arkansas and Oklahoma)			
(A) Production Group 1. "Arkansas Anthracite" from mines in Pope County and the "Spadra Field" of Johnson County, Ark.:			
(1) Egg (top size larger than 4"—bottom size 2½" and smaller—double screened).....	\$12.35	\$12.90	.....
(2) Nut (top size 2½" to larger than 1½" bottom size larger than ¾" but not larger than 1½").....	12.60	13.15	.....
(B) Production Groups 2 and 3. From mines in the Paris Basin and Altus and Denning-Coal Hill Fields of Logan, Franklin and Johnson Counties, Ark., excepting that produced at the "A & M" and "New Union" mines, indexes "40" and "77" respectively, both located in the Paris Basin:			
(1) Lump (bottom size 2½" and larger).....		13.10	.....
(2) Small egg (top size 4" to larger than 3", bottom size 2" and smaller; or top size 3" to larger than 2½", bottom size 3" to larger than 1½").....		11.90	.....
Produced at the "A & M" and "New Union" mines, indexes "40 and 77" respectively.			
(3) Lump (bottom size 2½" and larger).....		13.60	.....
(C) Production Group 4 (Sebastian County, Ark.):			
From mines in the Excelsior Field: (1) Lump, (bottom size 2½" and larger).....	10.85	12.30	.....
From all other mines in Sebastian County excepting the "Clark" mine, (Index #1005):			
(2) Lump (bottom size 2½" and larger).....		10.95	\$11.40
From the "Clark" mine, (Index #1005): (3) Lump (bottom size larger than 2½").....	11.30		.....
(D) Production Group 5: From mines in the Panama Field of LeFlore County, Okla.: (1) Lump (bottom size 2½" and larger).....		11.90	.....
(E) Production Group 7: From mines in the Bokoshe and Milton Fields of LeFlore County, and the McCurtain Field of Haskell County, Okla.: (1) Lump (bottom size 2½" and larger).....			11.45
(F) Production Group 8: From mines in the Poteau-Wister Field of LeFlore County, Okla.: (1) Lump, (bottom size 2½" and larger).....		12.35	.....

2. Section (c) (1) II is hereby amended to read as follows:

Description of fuel	Maximum price per ton produced at—	
	Strip mines	Underground mines
II. High volatile bituminous coal from district 15 (Missouri, Kansas, and Oklahoma)		
(A) <i>Production group 1.</i> From strip mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans.; and Barton, Jasper, Dade, Cedar, and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.:		
(1) Lump and egg (bottom sizes larger than 1 1/4"; the egg coal top size larger than 3")	\$8.34	
(2) Fancy nut (top size 3" to larger than 2", bottom size larger than 1 1/4")	8.34	
(3) No. 2 nut (top size 2" to larger than 1 1/4")	8.04	
(B) <i>Production group 2.</i> From strip mines located in Linn County, Kans.; Bates, Henry, St. Clair, Miller, Morgan, Pettis, and Johnson Counties, and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada, Mo.:		
(1) Lump and egg (bottom sizes larger than 1 1/4"; the egg coal top size larger than 3")	7.84	
(2) Standard nut (top size 3" to larger than 2", bottom size 1 1/4" and smaller)	7.89	
(C) <i>Production group 3.</i> From mines operating on the Wilburton-Hartshorne Seams in Pittsburg and Latimer Counties, Okla.:		
(1) Lump and egg (bottom sizes larger than 1 1/4"; the egg coal top size larger than 3")	10.54	\$11.75
(2) Standard nut (top size 3" to larger than 2", bottom size 1 1/4" and smaller)	8.79	9.70
(D) <i>Production group 10.</i> From underground mines located in McIntosh and Okmulgee Counties, Okla.:		
(1) Lump and egg (bottom sizes larger than 1 1/4"; the egg coal top size larger than 3")		10.15
(2) Standard nut (top size 3" to larger than 2", bottom size 1 1/4" and smaller)		9.10
(3) Stoker (top size 1 1/4" and smaller, bottom size 3/8" to larger than 1/4")		7.95
(E) <i>Production group 11.</i> From strip mines located in Tulsa, Wagoner, Rogers, Craig and Nowata Counties, and that part of Muskogee County, north of a line drawn straight east and west across Muskogee County along the southern limits of the town of Porum, all in Oklahoma:		
(1) Lump and egg (bottom sizes larger than 1 1/4"; the egg coal top size larger than 3")	8.34	
(2) Standard nut (top size 3" to larger than 2", bottom size 1 1/4" and smaller)	8.04	
(3) Stoker (top size 1 1/4" and smaller, bottom size 3/8" to larger than 1/4")	7.04	

3. Section (c) (1) III is hereby amended to read as follows:

III. High volatile bituminous coal from district 17 (Colorado)	
(A) <i>Subdistrict No. 1:</i>	
(1) Lump (bottom size 3" to larger than 1 1/2")	\$12.50
(2) Nut (top size 3" to larger than 1 1/2", bottom size 1 1/2" to larger than 1")	11.65
(B) <i>Subdistrict No. 2:</i>	
(1) Lump (bottom size 3" to larger than 1 1/2")	13.00

4. Section (c) (3) is hereby amended to read as follows:

(3) The prices set forth in the foregoing schedule are for untreated coal.

The dealer may charge an amount not to exceed 10¢ per ton in addition to the scheduled price when the coal is thoroughly and adequately treated chemically or with oil to allay dust or prevent freezing. (See section (j)).

5. Section (d) (1) is hereby amended to read as follows:

(d) *Service charges.* (1) Below and as a part of this paragraph (d) is a schedule that sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales under preceding section (c). These charges may be made only if the buyer requests such services of the dealer and only when the dealer renders the service.

6. Section (e) is hereby amended to read as follows:

(e) *Transportation tax, Kansas State sales tax.* (1) Only the transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected in addition to the maximum prices set out by this order. *Provided,* The dealer states it separately from the price of the fuel and lists it separately on any sales slip or receipt given to the buyer. This tax need not be stated separately on sales to the United States or any agency thereof, the State government or any political subdivision thereof. (See § 1340.265 (a) of Revised Maximum Price Regulation No. 122). No part of this tax may be collected in addition to maximum prices on sales of 1/4 ton or lesser quantities.

(2) *The Kansas State sales tax.* The seller may add to the prices listed in the schedule in section (c) the sales tax required to be collected by the laws of the State of Kansas. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

7. Section (j) is hereby amended to read as follows:

(j) *Sales slips and receipts; records.* (1) Every person selling solid fuels subject to this order shall, either at the time of, or within thirty days after the date of a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following information: the name and address of the seller and the purchaser; the kind, size and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided,* That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated. This section shall not apply to sales of solid fuel in less than quarter ton lots unless requested by the purchaser.

8. Section (k) is hereby amended to read as follows:

(k) *Posting of maximum prices.* (1) Each dealer subject to this order shall post all of the maximum prices set by it for all types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuels.

9. Section (m) is hereby amended to read as follows:

(m) *Definitions and explanations.* (1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States, or any agency thereof, or any other government, or any of its political subdivisions or any agency of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "purchase," "buy," and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but if this is unfeasible, because of the absence of a regular driveway free from all foreign matter which might damage trucks and tires, then direct delivery means discharging the solid fuel from the seller's truck directly at the street curb or at the point nearest and most accessible to the buyer's bin or storage space.

(5) "Production group" and "Production groups" as used in this order, refer to the production groups established by the former Bituminous Coal Division pursuant to the Bituminous Coal Act of 1937, as amended, and as in effect at midnight, August 23, 1943.

(6) "Price groups" as used in this order refers to the price groups established by the former Bituminous Coal Division pursuant to the Bituminous Coal Act of 1937, as amended, and as in effect at midnight, August 23, 1943.

(7) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight, August 23, 1943.

(8) "Low volatile bituminous coal" means coal produced in the low volatile sections of the producing districts specified in this Order.

(9) "High volatile bituminous coal" means coal produced in the high volatile sections of the producing districts specified herein.

(10) "Solid fuel" (or "solid fuels") means all solid fuel except wood and

wood products, including all kinds of anthracite and semi-anthracite; bituminous and semi-bituminous and cannel coal; lignite; all coke, including low temperature coke (except by-product foundry and blast furnace coke, and beehive oven furnace coke produced in the State of Pennsylvania); briquettes made from coke or coal; and sea coal used for foundry facings.

(11) "Egg, nut," etc., sizes of bituminous coal refer to the sizes of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior, and in effect (or established) as of midnight, August 23, 1943.

Where the minimum price schedules do not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in the area subject to this Order during December, 1941.

(12) "Deep mine" or "under-ground" mine means a mine from which the coal is taken only from underground seams from which the overburden is not removed, and does not include a mine from which coal is taken by the stripping method.

(13) "A strip mine" means a mine producing coal by the stripping method and taking its entire production from the ground after removing all overburden.

(14) "Machine-cut coal" is coal produced from an underground mine which is cut mechanically by the use of a "Cutting machine" before the coal is dislodged for loading either by hand or by mechanical means.

(15) "Solid-shot coal" is coal produced from an underground mine which is shot from the solid and is not cut mechanically by the use of a "Cutting machine" before the coal is dislodged for loading.

(16) "Arkansas anthracite" as used in this order, is coal whose analysis and non-coking characteristics are similar to Anthracite produced in the Pennsylvania Field.

(17) Except as otherwise specifically provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Maximum Price Regulation No. 122, as amended, shall apply to the terms used herein.

10. Supplementary Order No. 1 issued May 4, 1945, and all amendments thereto insofar as said order and amendments affect Order No. G-4, are hereby revoked. (56 Stat. 23, 765; 57 Stat. 566; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Tex., and effective this 28th day of June 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-12338; Filed, July 7, 1945;
10:08 a. m.]

[Region VI Rev. Order G-8 Under RMPR
122]

SOLID FUELS IN MADISON, WIS.

Order No. G-8 under Revised Maximum Price Regulation No. 122 is reded-

ignated Revised Order No. G-8 and is revised and amended to read as follows:

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, and for reasons stated in the opinion issued herewith, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales of specified fuels made in Madison, Wisconsin. These are the highest prices that any dealer may charge when he delivers any of such fuel at or to a point in the Madison, Wisconsin, area or from a coal yard within Madison, Wisconsin; they are also the highest prices that any buyer in the course of trade or business may pay for such solid fuels.

(b) *What this order prohibits.* Regardless of any obligation, no person shall:

(1) Sell or, in the course of trade or business, buy solid fuels at prices higher than the maximum prices set by this Order No. G-8; but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain a higher than maximum price by:

(i) Charging for a service unless expressly requested by the buyer and unless specifically authorized to do so by this order.

(ii) Charging a price higher than the schedule price for a service.

(iii) Making a charge higher than the schedule charge authorized for the extension of credit.

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, or

(v) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) (1) is a schedule which sets forth maximum prices per net ton for sales by direct delivery of specified sizes, kinds, and quantities of solid fuels. Column 1 describes the coal for which prices are established; columns 2 and 3 show maximum gross and net prices, respectively, for sales of coal delivered in quantities less than 3 tons; columns 4 and 5 show maximum prices for deliveries in quantities of 3 tons or more. Gross prices may be charged if payment is not received within ten days after delivery. No more than net prices may be charged if payment is received within ten days after delivery.

SCHEDULE

	Less than 3 tons delivered		3 tons or more delivered	
	Gross	Net	Gross	Net
I. Low volatile bituminous coal from District No. 7 (West Virginia): 1. Egg and stove (size groups Nos. 2 and 3)	\$14.36	\$13.71	\$14.36	\$13.71
II. High volatile bituminous coal from District No. 8 (West Virginia and east Kentucky): 1. Domestic stoker 1 1/4" and smaller size group No. 10	12.20	11.65	11.70	11.20

SCHEDULE—Continued

	Less than 3 tons delivered		3 tons or more delivered	
	Gross	Net	Gross	Net
III. High volatile bituminous coal from District No. 9 (west Kentucky): 1. No. 6 seam stoker, size group 8-12	\$9.41	\$8.96	\$8.91	\$8.46
IV. High volatile bituminous coal from District No. 10 (Illinois):				
A. Southern subdistrict (deep machine mines):				
1. Lump 3" and larger, and egg 6" x 3" and 3" x 2", price group Nos. 1, 2 and 8	9.89	9.44	9.89	9.44
2. Prepared stoker, size group Nos. 22 and 28, price group Nos. 1, 2 and 8	8.90	8.50	8.49	8.09
3. Washed and dedusted screenings, size group Nos. 24 and 27, price group Nos. 1, 2 and 8	8.50	8.19	8.09	7.69
V. High volatile bituminous coal from District No. 11 (Indiana):				
1. Lump and egg, size group Nos. 1, 2 and 3, price group Nos. 6 and 14	9.54	9.09	9.54	9.09
2. Lump and egg, size group Nos. 1, 2 and 3, price groups 8-12, inc., and egg, size group Nos. 4 and 5, price group No. 13	9.14	8.69	9.14	8.69
3. Stoker, size group 9 through 12, price group Nos. 6 and 14	8.59	8.19	8.09	7.69
4. Washed screenings, size group Nos. 23, 24, price group Nos. 7 and 13 and washed nut and pea, size group Nos. 17-22, inc., price group 9 to 12, inc.	8.19	7.79	7.69	7.24
VI. Briquettes—United and Berwind	14.85	14.15	14.85	14.15
VII. Pennsylvania anthracite:				
1. Egg, stove and nut	19.10	18.25	19.10	18.25
2. Pea	17.15	16.40	17.15	16.40
3. Buckwheat	14.85	14.20	14.85	14.20
VIII. Byproduct coke: 1. Egg, stove and nut	15.05	14.35	15.05	14.35

(2) The prices provided for in the above schedule shall apply to all sales of all-rail coal and to the dock coal therein described which has been re-screened at the dock. The maximum prices for all sales by dealers for each size and kind of dock-run coal, except stoker size coal, shall be 50¢ per net ton lower than the maximum prices set forth in the above schedule for the same size and kind of coal which has been re-screened at the dock.

(3) The maximum prices for all sales by dealers of solid fuel not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended.

(4) When a dealer purchases coal from a producer who has added a charge for the chemical or oil treatment thereof, that dealer, in selling that coal, may add to the applicable maximum prices set by this order a treatment charge in an amount not in excess of 10¢ per ton.

(d) *Service charges.* The following maximum charges may be made for special services if requested by buyers and if separately stated in seller's invoice:

Carrying from curb, coal, per ton	\$0.75
Carrying up or downstairs	.75
Carrying from curb, coke, per ton	1.00

(e) *Transportation tax.* The transportation tax imposed by section 620 of

the Revenue Act of 1942 may be collected in addition to the maximum prices set by this order: *Provided*, The dealer states it separately from the price on his invoice or statement.

(f) *Addition of increases in supplier's price prohibited.* Notwithstanding the provisions of Revised Maximum Price Regulation No. 122, the maximum prices set by this order may not be increased and need not be decreased by a dealer to reflect increases or decreases in purchase costs or in his supplier's maximum prices occurring after the effective date hereof; but increases or decreases in the maximum prices set hereby, to reflect such changes, are within the discretion of the Regional Administrator.

(g) *Posting of maximum prices—Sales slips and receipts.* (1) Each dealer subject to this order shall post all the maximum prices set by it for all his types of sales. He shall post his prices in his place of business in a manner plainly visible to and understandable by the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuel. No report of the maximum prices established by this order need be made by any dealer under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(g) (2) Every person selling solid fuels subject to this order shall either at the time of, or within thirty days after the date of a sale or delivery of solid fuels governed by this order, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof for as long as this order is in effect or for as long as the Emergency Price Control Act, of 1942, as amended, shall permit, whichever period is longer, showing the following information:

The name and address of the seller and the purchaser; the kind, size, and quantity of the solid fuels sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each such invoice, sales slip or receipt, the amount, if any, of the required discounts, authorized service charges and taxes which must be deducted from or which may be added to the established maximum prices: *Provided*, That a dealer who is authorized to make a special service charge for chemical or oil treatment of coal need not separately state the amount of such service charge if he clearly indicated on the invoice that such coal is so treated; *And further provided*, That provisions of this paragraph (g) (2) shall not apply to sales of solid fuels in less than quarter ton lots unless requested by the purchaser.

(h) *Definitions and explanations.* When used in this Order No. G-3 the term,

(1) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) "Yard sales" shall mean deliveries made by the dealer at his yard.

(3) "Pennsylvania anthracite" means only coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Egg, stove, nut", etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Committee, effective December 15, 1941.

(5) "District No." refers to the geographical bituminous coal-producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, or by the Bituminous Coal Division of the U. S. Department of the Interior pursuant to said act, or both, and as in effect midnight August 23, 1943.

(6) "Low volatile bituminous coal" refers to coal produced in the low volatile sections of the producing districts specified herein.

(7) "High volatile bituminous coal" refers to coal produced in the high volatile sections of the producing district specified herein.

(8) "Egg, stove, nut", etc., sizes of bituminous coal received entirely by rail refer to the sizes of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule promulgated by the Bituminous Coal Division of the United States Department of the Interior, except that "domestic run-of-mine" shall be that size sold as such by the dealer and which he customarily purchased at the mine as lump size.

(9) "Egg, stove, nut", etc., sizes of bituminous coal received via the Great Lakes refer to the sizes of coal sold at the docks under such designations during December 1941.

(10) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or the Emergency Price Control Act of 1942; or if not therein defined, they shall be given their ordinary and popular trade meaning.

(i) *Effect of order on Revised Maximum Price Regulation No. 122 and Regional Order Nos. G-19 and G-20.* Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122 shall remain in full force and effect. This revised order supersedes Regional Order Nos. G-19 and G-20 as to dealers covered hereby.

(j) *Revocation and amendment.* This order may be revoked, amended or modified at any time, either upon the petition of any person subject to the order or upon the motion of the Office of Price Administration.

(k) *Effective date.* This revised order shall be effective immediately.

Issued this 27th day of June 1945.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 45-12334; Filed, July 7, 1945; 10:07 a. m.]

[Region VII Order G-7 Under Order 1444 to MPR 188]

D. C. ALLRED CABINET AND FIXTURE CO.
ET AL.

AUTHORIZED MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Order No. 1444 under § 1499.159b of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-7 is issued.

(a) *What this order does.* This Order No. G-7 establishes maximum prices for a child's cupboard manufactured by D. C. Allred Cabinet and Fixture Company, 3142 South Fourth East Street, Salt Lake City, Utah, when sold, finished and unfinished, by the manufacturer to retailers, and by any seller to ultimate consumers or users. As to all sales made by any person in this Region VII, this Order No. G-7 supersedes Order No. 3454 under Maximum Price Regulation No. 188, issued by the Washington Office of the Office of Price Administration on March 22, 1945 (10 F.R. 3146).

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-7, the maximum prices for the child's cupboard manufactured by D. C. Allred Cabinet and Fixture Company, 3142 South Fourth East Street, Salt Lake City, Utah, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

	Finished	Unfinished
(1) When sold by the manufacturer, f. o. b. shipping point, to a retailer.....	Each \$9.00	Each \$8.00
(2) When sold by any seller to an ultimate consumer or user.....	14.25	12.75

NOTE: (1) The maximum prices authorized by the above paragraph (1) are subject to a discount of 2% for payment within 10 days from date of invoice.

(2) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer makes a first sale under this Order No. G-7 to a retailer, he must show upon the invoice or on a separate slip or rider attached thereto the following:

By virtue of Order No. G-7 under Maximum Price Regulation No. 188, Order No. 1444, the OPA authorized maximum resale prices for this Child's Cupboard are:

When sold by any seller to an ultimate consumer or user:

\$14.25 each, finished.
\$12.75 each, unfinished.

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-7 for sales by the manufacturer or any person selling to an ultimate consumer or user; and as to all sales made in Region VII as defined in

paragraph (e) below, this Order No. G-7 supersedes Order No. 3454 under Maximum Price Regulation No. 188, issued by the Washington Office of the Office of Price Administration on March 22, 1945 (10 F.R. 3146).

(e) *Geographical applicability.* The prices authorized by this Order No. G-7 are applicable only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-7 shall become effective on the 26th day of June 1945.

Issued this 26th day of June 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-12337; Filed, July 7, 1945;
10:08 a. m.]

[Region VII Order G-8 Under Order 1444 to
MPR 188]

BRAUER CO. ET AL.

AUTHORIZED MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Order No. 1444 under § 1499.159b of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-8 is issued.

(a) *What this order does.* This Order No. G-8 establishes maximum prices for two toy items designated "Danny Duck Pull Toy, Model No. C-100," and "Merry Mill Windmill, Model No. C-200," manufactured by The Brauer Company of 3474 South Twenty-third East Street, Salt Lake City, Utah, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-8, the maximum prices for the two toy items in question manufactured by The Brauer Company of Salt Lake City, Utah, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

	Danny duck pull toy No. C-100	Merry mill wind-mill No. C-200
(1) When sold by the manufacturer, f. o. b. shipping point, to a jobber, a wholesaler, a mail order establishment, or a chain store.....	Per dozen \$2.25	Per dozen \$1.50
(2) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer.....	2.90 Each \$0.39	1.85 Each \$0.23
(3) When sold by any seller to an ultimate consumer or user.....		

NOTE: (1) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(2) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-8 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable portions of the following provisions:

By virtue of Order No. G-8 under Maximum Price Regulation No. 188, Order No. 1444, the OPA authorized maximum resale prices for this Danny Duck Pull Toy No. C-100 and Merry Mill Windmill No. C-200 are:

	Danny duck pull toy No. C-100	Merry mill wind-mill No. C-200
(1) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer.....	Per dozen \$2.90 Each \$0.39	Per dozen \$1.85 Each \$0.23
(2) When sold by any seller to an ultimate consumer or user.....		

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-8 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The prices authorized by this Order No. G-8 for resellers are applicable only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulation. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or

amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-8 shall become effective on the 26th day of June 1945.

Issued this 26th day of June 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-12361; Filed, July 7, 1945;
10:17 a. m.]

[Region VII Order G-9 Under Order 1444 to
MPR 188]

TOBY TYKES

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Order No. 1444 under § 1499.159b of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-9 is issued.

(a) *What this order does.* This Order No. G-9 establishes maximum prices for four stuffed animal toys manufactured by Toby Tykes, 214 Colorado Building, Denver, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-9, the maximum prices for the four toy items, by the manufacturer designated "Lamb", "Elephant", "Horse", and "Goose", manufactured by Toby Tykes, of Denver, Colorado, in accordance with the specifications in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

(1) When sold by the manufacturer, f. o. b. shipping joint, to a jobber or a wholesaler:

Lamb	Elephant	Horse	Goose
Per dozen \$27.00	Per dozen \$27.00	Per dozen \$48.00	Per dozen \$48.00

(2) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer:

Lamb	Elephant	Horse	Goose
Per dozen \$30.00	Per dozen \$30.00	Per dozen \$54.00	Per dozen \$54.00

(3) When sold by any seller to an ultimate consumer or user:

Lamb	Elephant	Horse	Goose
Each \$4.25	Each \$4.25	Each \$7.50	Each \$7.50

NOTE: (1) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(2) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-9 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable portions of the following provisions:

By virtue of Order No. G-9 under Maximum Price Regulation No. 188, Order No. 1444, the OPA authorized maximum resale prices for this Lamb, Elephant, Horse, and Goose are:

(1) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer:

Lamb	Elephant	Horse	Goose
Per dozen \$30.00	Per dozen \$30.00	Per dozen \$54.00	Per dozen \$54.00

(2) When sold by any seller to an ultimate consumer or user:

Lamb	Elephant	Horse	Goose
Each \$4.25	Each \$4.25	Each \$7.50	Each \$7.50

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-9 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The prices authorized by this Order No. G-9 for resellers are applicable only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-9 shall become effective on the 28th day of June 1945.

Issued this 28th day of June 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-12362; Filed, July 7, 1945; 10:18 a. m.]

[Region VII Order G-10 Under Order 1444 to MPR 188]

CLEMENT WOOD NOVELTE SHOP

AUTHORIZED MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Order No. 1444 under § 1499.159b of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-10 is issued.

(a) *What this order does.* This Order No. G-10 establishes maximum prices for a toy item manufactured by Merrill O. Clement, doing business as The Clement Wood Novelte Shop, of 2545 Kentucky Avenue, Salt Lake City, Utah, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-10, maximum prices for the toy item, which is by the manufacturer designated "Little Boy Blue Rabbit", manufactured by Merrill O. Clement, doing business as The Clement Wood Novelte Shop, of Salt Lake City, Utah, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

	Per dozen
(1) When sold by the manufacturer, f. o. b. shipping point, to a jobber or a wholesaler.....	\$2.30
(2) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer.....	2.90
(3) When sold by any seller to an ultimate consumer or user.....	Each .40

NOTE: (i) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-10 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable portions of the following provisions:

By virtue of Order No. G-10 under Maximum Price Regulation No. 188, Order No. 1444, the OPA authorized maximum resale prices for this Little Boy Blue Rabbit are:

	Per dozen
(1) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point, to a retailer.....	\$2.90
(2) When sold by any seller to an ultimate consumer or user.....	Each \$0.40

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-10 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The prices authorized by this Order No. G-10

for resellers are applicable only to sales made within Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-10 shall become effective on the 27th day of June 1945.

Issued this 27th day of June 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-12363; Filed, July 7, 1945; 10:18 a. m.]

[Region VII Order G-26 Under MPR 188]

CLEMENT WOOD NOVELTE SHOP, ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-26 is issued.

(a) *What this order does.* This Order No. G-26 establishes maximum prices for a child's chair manufactured by Merrill O. Clement, doing business as The Clement Wood Novelte Shop, 2545 Kentucky Avenue, Salt Lake City, Utah, when sold by the manufacturer to jobbers or wholesalers, by the manufacturer, jobbers or wholesalers to retailers, and by any person to ultimate consumers or users.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-26, the maximum prices for the child's chair manufactured by Merrill O. Clement, doing business as The Clement Wood Novelte Shop, 2545 Kentucky Avenue, Salt Lake City, Utah, in accordance with the specifications set forth in the application of said Merrill O. Clement on file in this Regional Office as a part of the record in this case, shall be as follows:

	Per dozen
(1) When sold by the manufacturer, f. o. b. shipping point, to a jobber or a wholesaler.....	\$10.60
(2) When sold by the manufacturer, a jobber or a wholesaler, f. o. b. shipping point, to a retailer.....	13.20
(3) When sold by any seller to an ultimate consumer or user.....	Each \$1.80

NOTE: (1) The maximum prices authorized by the above paragraphs (1) and (2) are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The prices above specified for sales f. o. b. shipping point include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale.* When the manufacturer or any other seller makes a first sale under this Order No. G-26 to a person who purchases for resale, he must show upon the invoice or on a separate slip or rider attached thereto the applicable portions of the following provisions:

By virtue of Order No. G-26 under Maximum Price Regulation No. 188; the OPA authorized maximum prices for this Child's Chair are:

	Per dozen	Each
(1) When sold by the manufacturer, a jobber, or a wholesaler, f. o. b. shipping point to a retailer-----	\$13.20	
(2) When sold by any seller to an ultimate consumer or user-----	1.80	

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G-26 for sales by the manufacturer or any other seller.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-26 are applicable only to sales made within this Region VII, which includes the States of New Mexico, Colorado, Wyoming, Montana, and Utah, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-26 shall become effective on the 26th day of June, 1945.

Issued this 26th day of June 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-12364; Filed, July 7, 1945;
10:18 a. m.]

[Seattle Order G-1 Under RMPR 285]

IMPORTED FRESH BANANAS IN SEATTLE, WASH.

For the reasons set forth in the accompanying opinion and under the authority vested in the Seattle District

Director of the Office of Price Administration by section 5 (a) (2) of Revised Maximum Price Regulation No. 285 and by Order of Delegation No. 68, issued by the Regional Administrator of Region VIII, *It is hereby ordered:*

(a) The adjusted maximum price at which a seller other than an importer may sell imported fresh bananas delivered to the premises of a retailer or institutional user located beyond the seller's free delivery zone shall be his maximum price established by section 4 of Revised Maximum Price Regulation No. 285 plus the cost of transportation beyond the free delivery zone, figured at the lowest common or contract carrier rate for available transportation from the seller's place of business to the premises of the purchaser: *Provided*, That the amount added for transportation shall not exceed 25 cents per cwt. for the first 25 miles beyond the free delivery zone, and five cents per cwt. for each successive 25 miles, and the total amount may not exceed 35 cents per cwt.

(b) This order shall be applicable to sales of imported fresh bananas delivered in the Counties of Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Mason, Okanogan, Pacific, Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom and Yakima, in the State of Washington.

(c) This order may be revoked, amended or corrected at any time.

This order shall become effective June 26, 1945.

Issued this 22d day of June 1945.

ARTHUR J. KRAUSS,
District Director.

[F. R. Doc. 45-12365; Filed, July 7, 1945;
10:18 a. m.]

[Spokane Order 91B Under MPR 426, Admt. 426]

SWEET PEPPERS IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of "Table X", there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said "Table X", there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale

receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

- (a) Commodity: Sweet peppers.
(b) Basing Point: Nogales, Ariz.
(c) Wholesale receiving point: Spokane.
(d) Method of transportation: Carlot Portland, 1. c. 1. Portland to Spokane.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: \$1.19 plus \$1.01 = \$2.20.

	Per unit of sale Per crate of 25 lbs.	Per lb.
(f) Freight charge by Method (d)-----	\$0.70	-----
(g) Basing point cost-----	3.05	-----
(h) Protective services-----	.10	-----
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")-----	3.85	\$0.154

This order shall become effective June 21, 1945, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 21st day of June 1945.

DAVE S. COHN,
District Director.

[F. R. Doc. 45-12336; Filed, July 7, 1945;
10:07 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register July 2, 1945.

REGION I

- Boston Order 9-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:43 p. m.
Boston Order 10-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:44 p. m.
Boston Order 11-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:44 p. m.
Connecticut Order 1-O, Amendment 3, covering eggs in the state of Connecticut. Filed 1:58 p. m.
Connecticut Order 5-F, Amendment 7, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 1:42 p. m.
Connecticut Order 6-F, Amendment 7, covering fresh fruits and vegetables in the Hartford Area. Filed 1:42 p. m.
Connecticut Order 7-F, Amendment 6, covering fresh fruits and vegetables in the New Haven Area. Filed 1:42 p. m.
Connecticut Order 8-F, Amendment 7, covering fresh fruits and vegetables in the Bridgeport Area. Filed 1:42 p. m.

REGION II

- Altoona Order 2-F, Amendment 25, covering fresh fruits and vegetables in the entire Altoona Area. Filed 2:00 p. m.
Baltimore Order 1-D, covering butter and cheese in all of the state of Maryland. Filed 1:57 p. m.
Baltimore Order 4-F, Amendment 43, covering fresh fruits and vegetables in certain areas in and around Baltimore. Filed 1:57 p. m.

Baltimore Order 5-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Baltimore, and Delaware. Filed 1:57 p. m.

Baltimore Order 6-F, Amendment 43, covering fresh fruits and vegetables in certain areas in Maryland. Filed 1:57 p. m.

Baltimore Order 8-F, Amendment 24, covering fresh fruits and vegetables in Allegany County and Cumberland, Maryland. Filed 1:57 p. m.

Baltimore Order 13-W and Order 41, covering dry groceries in Allegany, Garrett and Washington Counties, Maryland. Filed 1:56 p. m.

Binghamton Order 2-F, Amendment 38, covering fresh fruits and vegetables in certain areas in New York. Filed 2:41 p. m.

Camden Order 3-F, Amendment 38, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 2:41 p. m.

Camden Order 4-F, Amendment 38, covering fresh fruits and vegetables in the Atlantic and Cape May Counties, New Jersey. Filed 2:41 p. m.

Erie Order 7-W, Amendment 2, covering dry groceries in certain areas in Pennsylvania. Filed 2:42 p. m.

Erie Order 22, Amendment 2, covering dry groceries in certain areas in Pennsylvania. Filed 2:42 p. m.

Newark Order 7-F, Amendment 10, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 2:00 p. m.

Philadelphia Order 6-F, Amendment 33, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 2:41 p. m.

Philadelphia Order 11-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:40 p. m.

Philadelphia Order 12-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:40 p. m.

Pittsburgh Order 3-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Pennsylvania. Filed 2:39 p. m.

Pittsburgh Order 4-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Pennsylvania. Filed 2:39 p. m.

Pittsburgh Order 4-W, Amendment 2, covering dry groceries in certain areas in Pennsylvania. Filed 2:42 p. m.

Pittsburgh Order 6-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:39 p. m.

Pittsburgh Order 15, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 2:42 p. m.

Scranton Order 4-F, Amendment 29, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:00 p. m.

Syracuse Order 1-O, covering eggs in certain counties in New York. Filed 1:43 p. m.

Syracuse Order 3-O, covering eggs in certain counties in New York. Filed 1:43 p. m.

Trenton Order 12-F, Amendment 14, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 2:39 p. m.

Wilmington Order 4-F, Amendment 40, covering fresh fruits and vegetables in certain areas in Delaware. Filed 2:00 p. m.

Wilmington Order 5-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Delaware. Filed 1:56 p. m.

Williamsport Order 2-F, Amendment 43, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:39 p. m.

REGION III

Charleston Order 7-F, Amendment 18, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:03 p. m.

Charleston Order 9-F, Amendment 18, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 2:04 p. m.

No. 136—10

Charleston Order 10-F, Amendment 18, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 2:04 p. m.

Charleston Order 11-F, Amendment 18, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:04 p. m.

Charleston Order 15-F, Amendment 14, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:04 p. m.

Charleston Order 15-F, Amendment 15, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:05 p. m.

Charleston Order 16-F, Amendment 14, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:05 p. m.

Charleston Order 17-F, Amendment 14, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:05 p. m.

Cleveland Order F-1, Amendment 43, covering fresh fruits and vegetables in Cuyahoga, Ohio. Filed 1:59 p. m.

Cleveland Order 1-O, covering eggs within the boundaries of the Cleveland Area. Filed 1:44 p. m.

Cleveland Order 3-F, Amendment 43, covering fresh fruits and vegetables in Mahoning and Trumbull, Ohio. Filed 1:59 p. m.

Cleveland Order 4-F, Amendment 43, covering fresh fruits and vegetables in Stark and Summit Counties, Ohio. Filed 1:59 p. m.

Cleveland Order 5-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Ohio. Filed 1:59 p. m.

Columbus Order 8-F, Amendment 27, covering fresh fruits and vegetables in Franklin County, Ohio. Filed 1:58 p. m.

Detroit Order 5-F, Amendment 21, covering fresh fruits and vegetables in Wayne and Macomb Counties, Michigan. Filed 2:43 p. m.

Detroit Order 14, Amendment 4, covering dry groceries in the Detroit Area. Filed 1:44 p. m.

Indianapolis Order 14-F, Amendment 22, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe. Filed 1:44 p. m.

Indianapolis Order 15-F, Amendment 22, covering fresh fruits and vegetables in Wayne, Delaware and Allen. Filed 1:44 p. m.

Indianapolis Order 16-F, Amendment 22, covering fresh fruits and vegetables in St. Joseph. Filed 1:44 p. m.

Indianapolis Order 17-F, Amendment 22, covering fresh fruits and vegetables in Vanderburgh. Filed 1:45 p. m.

Louisville Order 12-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Indiana and Jefferson County, Kentucky. Filed 1:56 p. m.

Louisville Order 13-F, Amendment 24, covering fresh fruits and vegetables in McCracken County, Kentucky. Filed 1:55 p. m.

Louisville Order 14-F, Amendment 24, covering fresh fruits and vegetables in Daviess and Henderson Counties, Kentucky. Filed 1:55 p. m.

Louisville Order 15-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 1:56 p. m.

Toledo Order 1-F, Amendment 80, covering fresh fruits and vegetables. Filed 1:54 p. m.

Toledo Order 2-F, Amendment 74, covering fresh fruits and vegetables in certain counties in Ohio. Filed 1:54 p. m.

REGION IV

Atlanta Order 6-F, Amendment 38, covering fresh fruits and vegetables in the Atlanta-Decatur Area. Filed 1:54 p. m.

Atlanta Order 6-F, Amendment 39, covering fresh fruits and vegetables in the Atlanta-Decatur Area. Filed 1:54 p. m.

Atlanta Order 7-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Georgia. Filed 1:54 p. m.

Atlanta Order 7-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Georgia. Filed 1:54 p. m.

Atlanta Order 17, Amendment 5, covering eggs in certain areas in Georgia. Filed 1:45 p. m.

Atlanta Order 18, Amendment 5, covering eggs in certain areas in Alabama and Georgia. Filed 1:45 p. m.

Atlanta Order 19, Amendment 5, covering eggs in certain areas in Alabama and Georgia. Filed 1:46 p. m.

Atlanta Order 20, Amendment 5, covering eggs in certain counties in Georgia. Filed 1:46 p. m.

Atlanta Order 21, Amendment 5, covering eggs in certain counties in Georgia. Filed 1:46 p. m.

Birmingham Order 3-F, Amendment 23, covering fresh fruits and vegetables in Jefferson County. Filed 1:47 p. m.

Columbia Order 7-F, Amendment 5, covering fresh fruits and vegetables in the entire state of South Carolina. Filed 1:41 p. m.

Jacksonville Order 9-F, Amendment 28, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 1:47 p. m.

Montgomery Order 5-W, Amendment 3, covering dry groceries in the Montgomery Area. Filed 1:48 p. m.

Montgomery Order 20, Amendment 3, covering dry groceries in the Montgomery Area. Filed 1:48 p. m.

Montgomery Order 21, Amendment 3, covering dry groceries in the Montgomery Area. Filed 1:48 p. m.

Miami Order 1-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Florida. Filed 1:47 p. m.

Miami Order 2-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Florida. Filed 1:47 p. m.

Miami Order 3-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Florida. Filed 1:47 p. m.

Miami Order 4-F, Amendment 7, covering fresh fruits and vegetables in Monroe County, Florida. Filed 1:48 p. m.

Raleigh Order 1-C, Amendment 1, covering poultry in certain counties in North Carolina. Filed 1:49 p. m.

Raleigh Order 1-C, Amendment 4, covering poultry in certain counties in North Carolina. Filed 1:50 p. m.

Raleigh Order 2-C, Amendment 1, covering poultry in certain counties in North Carolina. Filed 1:50 p. m.

Raleigh Order 2-C, Amendment 4, covering poultry in certain counties in North Carolina. Filed 1:50 p. m.

Raleigh Order 10-F, Amendment 22, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 1:48 p. m.

Raleigh Order 10-F, Amendment 23, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 1:49 p. m.

Raleigh Order 11-F, Amendment 22, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 1:49 p. m.

Raleigh Order 11-F, Amendment 23, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 1:49 p. m.

Roanoke Order 11-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:43 p. m.

REGION V

Dallas Order 1-F, Amendment 70, covering fresh fruits and vegetables in Dallas County, Texas. Filed 1:50 p. m.

Dallas Order 3-F, Amendment 48, covering fresh fruits and vegetables. Filed 1:51 p. m.

Kansas City Order 1-O, Amendment 5, covering eggs in certain counties in Missouri. Filed 2:43 p. m.

Kansas City Order 2-0, Amendment 5, covering eggs in certain counties in Missouri. Filed 2:42 p. m.

Kansas Order 2-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Kansas. Filed 1:51 p. m.

Kansas City Order 2-F, Amendment 43, covering fresh fruits and vegetables in certain counties in Missouri. Filed 2:43 p. m.

Kansas City Order 2-F, Amendment 44, covering fresh fruits and vegetables in certain counties in Kansas and Missouri. Filed 2:43 p. m.

Kansas Order 4-F, Amendment 41, covering fresh fruits and vegetables in Wichita, Plainview, Beechwood and Wichita Heights. Filed 1:51 p. m.

Shreveport Order 3-F, Amendment 55, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 1:58 p. m.

Tulsa Order 7-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 1:51 p. m.

Tulsa Order 8-F, Amendment 18, covering fresh fruits and vegetables in Tulsa, and Muskogee, Oklahoma. Filed 1:51 p. m.

Wichita Order 1-C, Amendment 6, covering poultry in certain areas in Kansas. Filed 1:52 p. m.

REGION VI

Chicago Order 1-0, Amendment 1, covering eggs in the Chicago Area. Filed 1:52 p. m.

Chicago Order 2-F, Amendment 67, covering fresh fruits and vegetables in certain areas in Illinois and Lake County, Indiana. Filed 2:38 p. m.

Chicago Order 2-0, Amendment 1, covering eggs in the Chicago Area. Filed 1:52 p. m.

North Platte Order 2-F, covering fresh fruits and vegetables in certain areas in Nebraska. Filed 1:58 p. m.

Quad-Cities Order 2-F, Amendment 41, covering fresh fruits and vegetables in certain areas in Illinois and Iowa. Filed 1:52 p. m.

Sioux City Order 2-F, Amendment 78, covering fresh fruits and vegetables in Sioux City, Iowa and S. Sioux City, Nebraska. Filed 1:59 p. m.

Sioux Falls Order 2-F, Amendment 6, covering fresh fruits and vegetables in Sioux Falls, South Dakota. Filed 2:38 p. m.

Sioux Falls Order 3-F, Amendment 6, covering fresh fruits and vegetables in Sioux Falls, South Dakota. Filed 2:38 p. m.

Sioux Falls Order 4-F, Amendment 6, covering fresh fruits and vegetables in certain areas in South Dakota. Filed 2:38 p. m.

Twin Cities Order 1-F, Amendment 22, covering fresh fruits and vegetables in St. Paul and Minneapolis. Filed 2:37 p. m.

Twin Cities Order 2-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Minnesota and Wisconsin. Filed 2:37 p. m.

REGION VII

Helena Order 89, Amendment 4, and Order 6-W, Amendment 4, covering dry groceries in certain areas in Montana. Filed 1:53 p. m.

Helena Order 90, Amendment 4, covering dry groceries in certain areas in Montana. Filed 1:53 p. m.

Helena Order 91, Amendment 3, and Order 7-W, Amendment 3, covering dry groceries in certain areas in Montana. Filed 1:53 p. m.

REGION VIII

Phoenix Adopting Order 12 under Basic Order 1-B, Amendment 3, covering dry groceries in the Southern Arizona Area. Filed 2:00 p. m.

Phoenix Adopting Order 13 under Basic Order 1-B, Amendment 3, covering dry groceries in the Phoenix-South Central Area. Filed 2:01 p. m.

Phoenix Adopting Order 14 under Basic Order 1-B, Amendment 2, covering dry groceries in the Tucson Area. Filed 2:01 p. m.

Phoenix Order 19-O, covering dry groceries in the Arizona Area. Filed 2:03 p. m.

Phoenix Order 18-O, covering dry groceries in the Arizona Area. Filed 2:03 p. m.

Phoenix Adopting Order 18-W under Basic Order 2-B, Amendment 2, covering dry groceries in the Phoenix-South Central Area. Filed 2:01 p. m.

Phoenix Adopting Order 19-W under Basic Order 2-B, Amendment 1, covering dry groceries in the Tucson Area. Filed 2:02 p. m.

San Diego Order 1-F, Amendment 35, covering fresh fruits and vegetables in the San Diego Area. Filed 1:49 p. m.

San Diego Order 1-F, Amendment 36, covering fresh fruits and vegetables in the San Diego Area. Filed 2:06 p. m.

San Francisco Revised Order G-8, Amendment 5, covering installed building materials in certain areas in California. Filed 1:40 p. m.

San Francisco District Order 13-F, Amendment 4, covering fresh fruits and vegetables in certain areas in California. Filed 1:41 p. m.

San Francisco District Order 14-F, Amendment 4, covering fresh fruits and vegetables in certain areas in California. Filed 1:41 p. m.

San Francisco District Order 15-F, Amendment 4, covering fresh fruits and vegetables in certain areas in California. Filed 1:41 p. m.

San Francisco District Order 16-F, Amendment 4, covering fresh fruits and vegetables in certain counties in California. Filed 1:40 p. m.

Spokane Order 8-F, Amendment 21, covering fresh fruits and vegetables in Spokane County, Washington. Filed 2:06 p. m.

Spokane Order 9-F, Amendment 21, covering fresh fruits and vegetables in Kootenai County, Idaho. Filed 2:06 p. m.

Spokane Order 12-F, Amendment 21, covering fresh fruits and vegetables in Asotin County, Washington and Nez Perce County, Idaho. Filed 2:06 p. m.

Spokane Order 13-F, Amendment 22, covering fresh fruits and vegetables in Walla Walla and Columbia Counties, Washington. Filed 2:06 p. m.

Spokane Order 14-F, Amendment 22, covering fresh fruits and vegetables in Benton and Franklin Counties, Washington. Filed 2:06 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-12391; Filed, July 7, 1945; 12:09 p. m.]

[Region I Supp. Order 8 Under RMPR 122, Amdt. 9]

PENNSYLVANIA ANTHRACITE IN BOSTON REGION

Correction

In the document appearing on page 8511 of the issue for Saturday, July 7, 1945, the Federal Register serial number should read "45-12116".

OFFICE OF ECONOMIC STABILIZATION.

WENTWORTH BUS LINES, INC. AND AMALGAMATED ASSN. OF STREET, ELECTRIC RAILWAY AND MOTOR COACH EMPLOYEES OF AMERICA

DIRECTIVE TO OFFICE OF DEFENSE TRANSPORTATION AND OFFICE OF PRICE ADMINISTRATION

In the matter of: Wentworth Bus Lines, Inc., Dover, N. H., and Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America, Local 1340, AFL; WLB Case No. 111-4667-D.

By virtue of and pursuant to the authority vested in me by Executive Order 9370, I hereby direct:

1. That the effective date of the cancellation order issued by the Office of Defense Transportation in this case under date of June 28, 1945 (10 F.R. 7945), be postponed to August 15, 1945.

2. That the effective date of Cancellation Order No. 1, under General Ration Order #8, issued by the Office of Price Administration in this case under date of June 30, 1945 (10 F.R. 8163), be postponed to August 15, 1945.

(E.O. 9370, Aug. 16, 1943, 8 F.R. 11463)

Issued this 6th day of July, 1945.

WILLIAM H. DAVIS,
Director.

[F. R. Doc. 45-12317; Filed, July 6, 1945; 3:36 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 43-198]

OKLAHOMA POWER AND WATER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of July, A. D., 1945.

Notice is hereby given that a supplemental declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Oklahoma Power and Water Company; and

Notice is further given that any interested person may, not later than July 21, 1945, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such supplemental declaration, as filed or as amended, may become effective, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia 3, Pennsylvania.

All interested persons are referred to said supplemental declaration, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Oklahoma Power and Water Company proposes to issue to Harris Trust and Savings Bank, The Chase National Bank of the City of New York, City National Bank and Trust Company of Chicago, American National Bank and Trust Company of Chicago, National Bank of Tulsa, First National Bank and Trust Company (Tulsa) and First National

Bank and Trust Company (Oklahoma City). Notes in the aggregate principal amount of \$550,000 to be dated July 27, 1945, to bear interest prior to maturity at the rate of 2% per annum and payable \$100,000 on November 27, 1945, \$100,000 on March 27, 1946 and \$350,000 on July 27, 1946. The Notes will be secured by \$750,000 principal amount of the company's First Mortgage Five Per Cent Gold Bonds and are to be issued in exchange for \$550,000 principal amount of Notes now held by the banks secured by \$1,200,000 principal amount of said bonds. The Notes now held by the banks were issued pursuant to order of this Commission dated June 30, 1944.

Declarant has requested that the effective date of such supplemental declaration be advanced.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-12383; Filed, July 7, 1945;
11:07 a. m.]

[File No. 70-1082]

EASTERN UTILITIES ASSOCIATES

ORDER DENYING EFFECTIVENESS TO
DECLARATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 5th day of July 1945.

Eastern Utilities Associates, a registered holding company, having filed a declaration pursuant to Rule U-65 promulgated under the Public Utility Holding Company Act of 1935 regarding the payment by it to Georgeson & Co. of a sum in excess of \$1,000, but not to exceed the additional sum of \$4,000, in connection with the services of Georgeson & Co. in soliciting proxies for the annual shareholders' meeting of Eastern Utilities Associates; and

A hearing having been held after appropriate notice, oral argument having been had and the Commission having considered the record and the arguments of counsel, and having made its findings herein:

It is ordered, That said declaration regarding the payment of a sum in excess of \$1,000 be, and the same hereby is, denied effectiveness. Nothing herein contained shall be construed as a finding by the Commission that the proxies heretofore obtained are invalid.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-12382; Filed, July 7, 1945;
11:06 a. m.]

[File No. 70-1098]

BIRMINGHAM ELECTRIC CO.

ORDER PERMITTING DECLARATION TO
BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 5th day of July, A. D. 1945.

Birmingham Electric Company, a subsidiary of National Power & Light Company, a registered holding company which in turn is a subsidiary of Electric Bond and Share Company, also a registered holding company having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder, with respect to the redemption, by the use of cash in its treasury and proceeds from the sale of United States Treasury certificates, of 12,515 shares of its \$7 preferred stock at the call price of \$110 per share accrued dividends to the date of redemption, and

A public hearing having been held upon such declaration after appropriate notice, and the Commission having considered the record and having made and filed its Findings and Opinion herein:

It is ordered, That said declaration be, and hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-12381; Filed, July 7, 1945;
11:06 a. m.]

[File No. 54-87]

FEDERAL LIGHT & TRACTION CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of July, A. D. 1945.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, regarding the proposed sale by Federal Light & Traction Company (Federal), a subsidiary of Cities Service Power & Light Company, both registered holding companies, to Gerald L. Schlessman, an individual, of Denver, Colorado, of the common stock interest of Federal in its subsidiary, Sheridan County Electric Company (Sheridan), an electric utility company, operating in Sheridan, Wyoming.

All interested persons are referred to the aforesaid declaration on file in the office of this Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Federal proposes to sell and Schlessman to buy, pursuant to an agreement dated June 13, 1945, 6,500 shares of \$100 par value each consisting of all of the outstanding capital stock of Sheridan, for \$641,015 in cash, subject to closing adjustments.

At the present time the declarant proposes to add the proceeds from the foregoing transaction to its general funds and contemplates ultimately to use such proceeds to retire outstanding securities of Federal.

The declarant has designated section 12 (d) and Rules U-44 and U-50 as applicable to the proposed transaction.

The declarant requests the Commission to issue an appropriate order and findings in connection with the proposed transaction, conforming to the requirements of sections 371 (b), 371 (f), 373 (a) and 1808 (f) of the Internal Revenue Code, as amended.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said matter and that said declaration shall not be permitted to become effective except pursuant to further order of the Commission.

It is ordered, That a hearing on said matter under the applicable provisions of the act and the rules of the Commission thereunder be held on August 8, 1945, at 10:00 a. m., e. w. t., at the office of the Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. Any person proposing to be heard or otherwise to participate in these proceedings shall file with the Secretary of the Commission on or before August 6, 1945, a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Allen MacCullen, or any other officer or officers of this Commission designated by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said declaration otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed transaction meets the requirements of section 12 (d) of the act and the applicable rules thereunder.

2. Whether the proposed transaction is necessary to effectuate the provisions of section 11 (b) (1) of the act.

3. Whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms or conditions in respect of the proposed transaction and, if so, what terms and conditions should be imposed.

4. Generally, whether, in any respect, the proposed transaction is detrimental to the public interest or the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That notice of said hearing is hereby given to the declarant and all other persons; said notice to be given to the declarant, Cities Service Power & Light Company and Gerald L. Schlessman by registered mail, and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for

releases issued under the Act and by publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-12394; Filed, July 9, 1945;
9:48 a. m.]

[File No. 70-998]

ARKANSAS-MISSOURI POWER CORP.

ORDER GRANTING DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of July, A. D. 1945.

Arkansas-Missouri Power Corporation, a public utility subsidiary of The Middle West Corporation, both registered holding companies, has filed a declaration and amendments thereto pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 and Rule U-50 thereunder regarding the issue and sale of \$2,000,000 principal amount of First Mortgage Bonds, dated December 1, 1944 and maturing December 1, 1974, for the purpose of redeeming \$2,000,000 principal amount of outstanding 4% First Mortgage Bonds due June 1, 1965 at the redemption price of 104¾% of the principal amount thereof plus accrued interest to the date of redemption; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That said declaration be and the same hereby is permitted to become effective subject, however, to the terms and conditions contained in Rule U-24 and subject to the following terms and conditions:

(1) That the proposed issue and sale of First Mortgage Bonds shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms or conditions which may then be deemed appropriate, jurisdiction being reserved for this purpose and to pass upon the price to be paid for said bonds, the underwriters' spread and its allocation.

(2) That \$664,660 of the earned surplus account of Arkansas-Missouri Power Corporation shall be restricted against the payment of dividends on common stock, other than dividends payable in shares of such stock, *Provided, however*, That this restriction shall terminate if the par value of the outstanding common stock is increased by \$664,660 through a transfer from earned surplus account.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-12395; Filed, July 9, 1945;
9:48 a. m.]

SURPLUS PROPERTY BOARD.

[Special Order 13]

SPECIAL ACCOUNTS FOR REFUNDS TO PURCHASERS

Pursuant to the authority of section 30 (c) of the Surplus Property Act of 1944 (Pub. Law 457, 78th Cong., 2d Sess.; 58 Stat. 765), it is hereby ordered, that:

1. *Department of Commerce.* The Department of Commerce, as successor disposal agency to the Treasury Department, is hereby authorized to deposit in a special account with the Treasurer of the United States amounts from proceeds of dispositions of surplus property and to withdraw from such account the amounts necessary to make appropriate refunds to purchasers of such property when any disposition is rescinded or does not become final, or payments for breach of any warranty, provided, however, that the amounts on deposit in such account shall at no time exceed \$750,000.

2. *Maritime Commission.* The Maritime Commission, as a disposal agency, is hereby authorized to deposit in a special account with the Treasurer of the United States amounts from proceeds of dispositions of surplus property and to withdraw from such account the amounts necessary to make appropriate refunds to purchasers of such property when any disposition is rescinded or does not become final, or payments for breach of any warranty: *Provided, however*, That the amounts on deposit in such account shall at no time exceed \$500,000.

3. *Repeal.* Surplus Property Board Temporary Order No. 2 (10 F.R. 1581) is hereby superseded and rescinded.

This order shall become effective on July 10, 1945.

SURPLUS PROPERTY BOARD,
By A. E. HOWSE,
Administrator.

JULY 3, 1945.

[F. R. Doc. 45-12405; Filed, July 9, 1945;
11:16 a. m.]

WAR PRODUCTION BOARD.

[C-388]

JANET ROSE CORP.

CONSENT ORDER

Janet Rose Corporation with its principal place of business at 215 Asbury Avenue, Asbury Park, New Jersey, is engaged in the operation of the Ocean Hotel located at Asbury Park, New Jersey. The corporation is charged with having violated War Production Board Order L-41 in that during the period from December 21, 1944 to February 28, 1945, it began and engaged in construction on the foregoing Ocean Hotel at a cost in excess of the amount authorized, pursuant to Order L-41. Janet Rose Corporation admits the violation as charged but does not desire to contest the issue of wilfulness and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Janet Rose Corporation, the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Janet Rose Corporation, its successors or assigns, shall not do any construction on the premises located at 215 Asbury Avenue, Asbury Park, New Jersey, including the erection or altering of the structure, unless specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Janet Rose Corporation, its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board.

(c) This order shall take effect on the 16th day of July 1945.

Issued this 9th day of July 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-12413; Filed, July 9, 1945;
11:32 a. m.]